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JOURNAL
OF
THE SENATE
OF THE
GENERAL ASSEMBLY
OF THE
STATE OF NORTH CAROLINA

SESSION 1959

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OFFICERS AND MEMBERS

OF

THE SENATE OF NORTH CAROLINA

SESSION 1959

LUTHER E. BARNHARDT, Lieutenant Governor.....Cabarrus
 ROBERT F. MORGAN, President Pro Tempore.....Cleveland
 S. RAY BYERLY, Principal Clerk.....Lee
 W. EUGENE SIMMONS, Reading Clerk.....Edgecombe
 LEROY R. CLARK, Reading Clerk (Succeeded Simmons, Resigned).....Wake
 HERMAN SCOTT, Sergeant-at-Arms.....Chatham

DISTRICT	NAME OF SENATOR	ADDRESS
1	J. WILLIAM COPELAND.....	Murfreesboro
1	J. EMMETT WINSLOW.....	Hertford
2	ELBERT S. PEEL, JR.....	Williamston
2	LINDSAY C. WARREN.....	Washington
3	CHARLES F. BLACKBURN.....	Henderson
4	W. LUNSFORD CREW.....	Roanoke Rapids
4	HENRY G. SHELTON.....	Speed
5	ROBERT LEE HUMBER.....	Greenville
6	DALLAS L. ALFORD, JR.....	Rocky Mount
6	WILBUR M. JOLLY.....	Louisburg
7	LUTHER HAMILTON, SR.....	Morehead City
7	JAMES O. SIMPKINS.....	New Bern
8	DR. D. J. ROSE.....	Goldsboro
8	ADAM J. WHITLEY, JR.....	Smithfield
9	GRADY MERCER.....	Beaulaville
9	CICERO P. YOW.....	Wilmington
10	S. BUNN FRINK.....	Southport
10	ARTHUR W. WILLIAMSON.....	Cerro Gordo
11	CUTLAR MOORE.....	Lumberton
12	WILBUR H. CURRIE.....	Carthage
12	ROBERT B. MORGAN.....	Lillington
13	IKE F. ANDREWS.....	Siler City
13	JOHN R. JORDAN.....	Raleigh
14	CLAUDE CURRIE.....	Durham
14	WILLS HANCOCK.....	Oxford
15	SAM M. BASON.....	Yanceyville
16	EDWIN S. LANIER.....	Chapel Hill
17	O. ARTHUR KIRKMAN.....	High Point
18	GARLAND S. GARRISS.....	Troy
18	ALEX S. MONROE.....	Rockingham
19	J. MAX THOMAS.....	Marshville
19	STATON P. WILLIAMS.....	Albemarle
20	J. SPENCER BELL.....	Matthews
21	J. CARLYLE RUTLEDGE.....	Kannapolis
21	JOHN C. KESLER.....	Salisbury
22	ARCHIE K. DAVIS.....	Winston-Salem
23	FRED FOLGER.....	Mt. Airy
23	*GEORGE K. SNOW.....	Mt. Airy
24	CHARLES G. REAVIS.....	Yadkinville
25	W. E. GARRISON.....	Lincolnton
25	C. V. HENKEL.....	Turnersburg
26	FRANK PATTON COOKE.....	Gastonia
27	ERNEST W. ROSS.....	Marion
27	ROBERT F. MORGAN.....	Shelby
28	W. RAY LACKEY.....	Stony Point
29	EDWIN DUNCAN.....	Sparta
30	ALBERT CANIPE.....	Spruce Pine
31	JAMES G. STIKELEATHER, JR.....	Asheville
32	WILLIAM MEDFORD.....	Waynesville
32	B. W. THOMASON.....	Brevard
33	W. FRANK FORSYTH.....	Murphy

*Succeeded Fred Folger who resigned during session.

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SENATE JOURNAL

SESSION 1959

FIRST DAY

SENATE CHAMBER,
Wednesday, February 4, 1959.

In accordance with law, at the hour of 12 M, the Senate of the General Assembly of North Carolina assembles this day in the Senate Chamber in the City of Raleigh.

Honorable Luther E. Barnhardt, Lieutenant Governor, calls the Senate to order.

The following prayer is offered by The Reverend John Julian Holmes, Minister of the Central Methodist Church of Concord, North Carolina:

"Eternal God, our heavenly Father, Thou who hast cast our lot in this wonderful State of North Carolina, we praise Thee for our goodly heritage. For the consecration of good men and women who established this nation upon the enduring foundation of religion and the ideal that each individual is of intrinsic value, we give Thee thanks. We pause in remembrance of those who have served unselfishly, here and around our world, to build and preserve this way of life.

"May Thy blessings, this day, be upon our officials. Divinely guide our Governor, our Lieutenant Governor, each elective official, our Senators and Representatives. May the measure of health be theirs that is necessary for the great tasks that lie immediately before them.

"As we come to the opening day of this Session, we realize that for some this is a new experience and for others a return to the field of former labors. Whether one is returning or whether one is new, we pray our Father that each will see in this office a challenge, a responsibility, an opportunity and a concern. A challenge to work for the highest good for all of our people; a responsibility to provide a way whereby our children and youth may be prepared for twentieth-century living; an opportunity to help our State so develop that our people may find a work that will mean more abundant living; and a concern for the security and health of our aged and sick.

"Endow each one our Father with wisdom, with unselfish devotion, with loyalty and with love. We thank Thee that men are concerned about justice, about freedom, and about good-will. As Thou hast blessed us so abundantly, make us a blessing in the midst of the earth. In the Master's Name, we bring our prayer. Amen."

The roll of the Senate is called and the following Senators-elect appear with the proper certificates of election and take and subscribe to the following oath of office, which is administered by Chief Justice J. Wallace Winborne of the Supreme Court.

"Do you, and each of you solemnly and sincerely swear that you will be faithful and bear true allegiance to the State of North Carolina, and to the Constitutional powers which are or may be established for the government thereof; and will you endeavor to support, maintain and defend the Constitution of said State not inconsistent with the Constitution of the United States to the best of your

knowledge and ability. Do you, and each of you solemnly and sincerely swear that you will faithfully discharge your duties as Senators of the State of North Carolina. So help you God?"

First District—J. William Copeland and J. Emmett Winslow

Second District—Elbert S. Peel, Jr. and Lindsay C. Warren

Third District—Charles F. Blackburn

Fourth District—W. Lunsford Crew and Henry G. Shelton

Fifth District—Robert Lee Humber

Sixth District—Dallas L. Alford, Jr. and Wilbur M. Jolly

Seventh District—Luther Hamilton, Sr. and James O. Simpkins

Eighth District—D. J. Rose and Adam J. Whitley, Jr.

Ninth District—Grady Mercer and Cicero P. Yow

Tenth District—S. Bunn Frink and Arthur W. Williamson

Eleventh District—Cutlar Moore

Twelfth District—Wilbur H. Currie and Robert B. Morgan

Thirteenth District—Ike F. Andrews and John R. Jordan

Fourteenth District—Claude Currie and Wills Hancock

Fifteenth District—Sam M. Bason

Sixteenth District—Edwin S. Lanier

Seventeenth District—O. Arthur Kirkman

Eighteenth District—Garland S. Garriss and Alex S. Monroe

Nineteenth District—J. Max Thomas and Staton P. Williams

Twentieth District—J. Spencer Bell

Twenty-first District—J. Carlyle Rutledge and John C. Kesler

Twenty-second District—Archie K. Davis

Twenty-third District—Fred Folger

Twenty-fourth District—Charles G. Reavis

Twenty-fifth District—W. E. Garrison and C. V. Henkel

Twenty-sixth District—Frank Patton Cooke

Twenty-seventh District—Ernest W. Ross and Robert F. Morgan

Twenty-eighth District—W. Ray Lackey

Twenty-ninth District—Edwin Duncan

Thirtieth District—Albert Canipe

Thirty-first District—James G. Stikeleather, Jr.

Thirty-second District—William Medford and B. W. Thomason

Thirty-third District—W. Frank Forsyth

It appearing that a quorum of all Senators are present the President announces that the Senate is ready to proceed with the election of officers.

ELECTION OF OFFICERS

For President pro tempore of the Senate, Senator Crew places in nomination Senator Robert F. Morgan of Cleveland County.

Senator Kirkman seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Senator Morgan are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—49.

Senator Morgan having received the unanimous vote of the Senators present is declared duly elected and he takes the prescribed oath of office, which is administered by Associate Justice Carlisle W. Higgins.

For Principal Clerk of the Senate, Senator Jordan places in nomination S. Ray Byerly of Lee County.

Senator Lanier seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Mr. Byerly are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—50.

Mr. Byerly having received the unanimous vote of the Senators present is declared duly elected and he takes the prescribed oath of office, which is administered by Associate Justice William B. Rodman.

For Reading Clerk of the Senate, Senator Shelton places in nomination W. Eugene Simmons of Edgecombe County.

Senator Crew seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Mr. Simmons are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—50.

Mr. Simmons having received the unanimous vote of the Senators present is declared duly elected and he takes the prescribed oath of office, which is administered by Associate Justice William B. Rodman.

For Sergeant-at-Arms of the Senate, Senator Andrews places in nomination Herman Scott of Chatham County.

Senator Whitley seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Mr. Scott are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford,

Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—50.

Mr. Scott having received the unanimous vote of the Senators is declared duly elected and he takes the prescribed oath of office, which is administered by Associate Justice William B. Rodman.

A message is ordered sent to the House of Representatives informing that Honorable Body that the Senate is organized and ready to proceed with public business.

Upon motion of Senator Morgan, the rules of the 1957 Senate are adopted as temporary rules of this Body.

APPOINTMENTS

The President announces the appointment of the following standing Committee:

Committee on Rules: Senators Morgan, Chairman; Andrews, Bason, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Henkel, Kesler, Medford, Warren, Whitley and Yow.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan of Cleveland: S. R. 1, a joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Morgan of Cleveland: S. R. 2, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon, February 5, 1959.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Humber, Hamilton and Simpkins: S. R. 3, a joint resolution to accept the invitation of the Tryon Palace Commission to attend the dedication and the official opening of Tryon Palace and to move the sittings of the General Assembly of 1959 to New Bern, Craven County, North Carolina, for one day.

Referred to Committee on Rules.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Wednesday, February 4, 1959.

Mr. President:

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives is organized and is now ready to proceed with the public business and for your information, advises that the following officers have been elected:

<i>Speaker</i>	Addison Hewlett, Jr.
<i>Principal Clerk</i>	Annie E. Cooper
<i>Reading Clerk</i>	W. J. Arthur
<i>Sergeant-at-Arms</i>	Joseph H. Warren

Respectfully,

ANNIE E. COOPER, *Principal Clerk*.

Pursuant to S. R. 1, a joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business, the President appoints as a Committee on the part of the Senate to act with a like Committee appointed by the Speaker of the House of Representatives, Senators Warren and Thomas, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Pursuant to S. R. 2, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon, February 5, 1959, the President appoints as a Committee on the part of the Senate to act with a like Committee appointed by the Speaker of the House of Representatives, Senators Medford and Davis, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Bell, the courtesies of the galleries are extended to Mrs. Dallas L. Alford, Jr., wife of Senator Alford of Nash County and Catherine Alford, daughter of Senator and Mrs. Alford is made an honorary page of the Senate.

Upon motion of Senator Copeland, the courtesies of the lobby are extended to Mrs. W. Lunsford Crew, wife of Senator Crew of Halifax County.

Upon motion of Senator Hamilton, the courtesies of the lobby are extended to Mrs. Edwin S. Lanier, wife of Senator Lanier of Orange County.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to Mr. and Mrs. Luther E. Barnhardt, Jr., Mr. John Barnhardt and Mrs. William Satterwhite, Jr., sons and daughter of Lieutenant Governor Luther E. Barnhardt of Cabarrus County.

Upon motion of Senator Currie, the courtesies of the lobby are extended to Mrs. Wilbur Jolly, wife of Senator Jolly of Franklin County.

Upon motion of Senator Henkel, the courtesies of the lobby are extended to Mrs. Albert Canipe, wife of Senator Canipe of Mitchell County.

Upon motion of Senator Morgan, the courtesies of the lobby are extended to Mrs. Sam Bason, wife of Senator Bason of Caswell County.

Upon motion of Senator Currie, the courtesies of the lobby are extended to Mrs. Robert Lee Humber, wife of Senator Humber of Pitt County.

Upon motion of Senator Morgan of Harnett, the courtesies of the lobby are extended to Mrs. James O. Simpkins, wife of Senator Simpkins of Craven County.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Mrs. J. Spencer Bell, wife of Senator Bell of Mecklenburg County.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Randolph Eagles of Edgecombe County.

Upon motion of Senator Cooke, the courtesies of the lobby are extended to Mrs. Cicero P. Yow, wife of Senator Yow of New Hanover County, and to Mrs. S. Bunn Frink, wife of Senator Frink of Brunswick County.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 11:30 o'clock.

SECOND DAY

SENATE CHAMBER,
Thursday, February 5, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Frink for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

Senator Morgan of Cleveland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 1, a joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business.

S. R. 2, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon, February 5, 1959.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan of Cleveland: S. R. 4, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., February 9, 1959.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 1, a joint resolution of respect to the memory of the Honorable Shelley B. Caviness (1901-1958).

Upon motion of Senator Kirkman, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Wednesday, February 4, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 2, entitled "A joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon, February 5, 1959," the Speaker has appointed on the part of the House of Representatives to serve with a like Committee of the Senate, Messrs. Etheridge, Kemp and Doughton.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

HOUSE OF REPRESENTATIVES,
Wednesday, February 4, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 2, entitled "A joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon, February 5, 1959," the House of Representatives stands ready to receive the Senate in Joint Session at the hour of 12 M.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Morgan of Cleveland, the Senate recesses for the purpose of meeting in Joint Session with the House of Representatives pursuant to S. R. 2, and upon dissolution of the Joint Session, the Senate stands adjourned to meet tomorrow morning at 10 o'clock.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by the President of the Senate Luther E. Barnhardt.

The Committee appointed by the President of the Senate and the Speaker of the House escort the Governor to the Hall of the House of Representatives.

The President recognizes Mr. Doughton who presents His Excellency, Governor Luther H. Hodges, who delivers the following address:

Mr. President, Mr. Speaker, and Members of the General Assembly of North Carolina:

May I express my personal welcome and cordial best wishes to each of you.

From every part of our beloved North Carolina you have come, chosen by the people to represent them. The legislative responsibilities vested in you by the people are great, and the opportunities available to you to chart a sound and enduring course for the present and future progress of our State are without limit.

I gratefully acknowledge the privilege and honor that is mine as Governor in addressing this General Assembly today. This is the third consecutive occasion, upon the convening of a regular legislative session, that I have had this opportunity. I am also mindful of the fact that this is the last time that I shall have the duty and honor of presenting a biennial message to the General Assembly of North Carolina.

Many of the problems and issues which will press forward for your attention in the days ahead are not new but recurring ones. Revenues and appropriations, for example, are major issues at each biennial session. I propose to deal with these matters in detail in my budget message next Monday.

Other major questions which will come before you for determination arise primarily because of the normal growth and change in our economy and in the life of our State and Nation. Our very best efforts are required merely to meet the challenge of the unfolding present. And certainly our challenge as we face the future is how we can provide North Carolina with better public schools and colleges, more adequate health and welfare services, more roads and highways, a diversified agriculture and industry, a greatly improved system of courts, continued improvement in the organization and operation of State government, improved tax laws, and other laws to enable our people to take full advantage of their opportunities in the growing years ahead.

We are particularly fortunate that the 1957 Session of the General Assembly authorized appointment of special study commissions and committees to give intensive, careful thought to some of our most pressing problems, and to report to this session.

The able and dedicated citizens who served on these study commissions gave generously of their time and energies, and many of them are members of this General Assembly or have served in previous legislative sessions. I make this observation merely to emphasize that these studies and recommendations come to you from capable and devoted citizens. Their reports are worthy of your serious consideration. All of us appreciate the time and effort given by these commission members and I am confident their studies will be of great assistance to you in your own deliberations.

THE STATE'S ECONOMY—AGRICULTURE AND INDUSTRY

Since the day more than four years ago that the duties of this office were placed upon me, I have devoted much time and travel to the economic problems of our State. Further diversification and development in agriculture and industry have been among the major objectives of this Administration. I firmly believe that we can and should carry out a well-conceived program to improve the economic opportunities available to our people, and to increase their per capita income, which means just plain "better living"!

In my message to the 1957 General Assembly I said that we must develop more industry, both manufacturing and agricultural, and that we must remove insofar as possible whatever roadblocks now exist to our further industrial development.

Certain changes made in the tax laws by the 1957 General Assembly removed one of the roadblocks to our industrial progress. Since then, we have been able to carry the message far and wide that North Carolina has a reasonable and fair method of taxing business income earned in this State. The temporary loss in corporate tax revenues has been less than one-half of the \$14,000,000 which was estimated two years ago. It is now evident, even after this short time, that the outlook for future revenues gained from industry and agricultural processing locating or expanding in our State will be many times our limited and temporary decreases.

During the calendar year 1957 our State experienced its greatest annual industrial growth up to that time, with a total for new and expanded plants in excess of \$191,000,000. The 1957 record has now been shattered by a new high in accomplishment for the year 1958 during which a total of \$253,000,000 was committed to new plants and expansions.

These figures are more meaningful when we realize that the new plants and expansions in 1958 alone are expected to furnish employment for more than 21,750 people, with an annual payroll of at least \$72,633,000. Furthermore, this economic progress for North Carolina was achieved largely during a period of economic recession, at a time when other less fortunate areas of our Nation were experiencing pronounced economic distress.

Let me mention a significant and impressive comparison. While the Nation as a whole invested 17.4% less in new plants and expansions during 1958, North Carolina had an increase of 32.5%. This means our State was 50% better than the national average!

I do not mean to imply at all that the good industrial progress we have enjoyed during the past two years is attributable solely to a change in our tax laws. The important factor, in my opinion, is the attitude and spirit of our people and our State. This is revealed in the energy and enthusiasm of countless citizens—businessmen, farmers, professional people and others—throughout North Carolina who have joined hand-in-hand in this great effort to make our State a better place in which to live; it is exemplified by the action of the Legislature in setting tax policy; and it is demonstrated by officials and employees of the executive branch who have labored long hours in this great endeavor.

I want to pay tribute to the agencies of State Government, to the more than one hundred local development groups, both old and new, and to our many fine Chambers of Commerce for their effective cooperation in achieving these goals.

The direct impact of agriculture—and indeed one agricultural crop—on the income of our State is graphically revealed by what happened in 1957. The decrease in tobacco farm income alone during 1957, over the previous year, amounted to \$137,313,000, or a drop of 27.1%. This serious drop was due to several factors, including acreage reductions, and adverse weather conditions. Had our tobacco farm income held its own during that year, we would have had \$1,352 in per capita income, with a national ranking of 44th. Instead, because of the farm income loss in 1957, our per capita income was only \$1,317 and our standing dropped from 44th to 45th in the Nation.

Happily, 1958 was, by comparison, a banner year in agricultural prices and production, and according to present estimates our farm income in 1958 was at least 8% over 1957. This encouraging development in our farm income, together with new industrial payrolls of more than \$72,000,000, including exciting growth in food processing, certainly adds up to a good improvement in our overall economy.

Last spring I appointed a Governor's Farm Advisory Committee which has been most helpful in providing a better understanding of some of the State and national problems we face on our farms. This Committee has made many helpful suggestions and I want to pay warm tribute to all its members.

CONSERVATION AND DEVELOPMENT OF OUR RESOURCES

Our State is favored with many natural resources. Their full significance to our present and our future well-being is not, I fear, generally appreciated.

Our forests comprise one of our most precious resources and hold promise of greater economic benefit to our people. Having constantly emphasized this potential, I am encouraged with the progress we are beginning to make. For example, in 1954, 17,000,000 seedlings were distributed throughout the State from the State forest tree nurseries. In 1958, there were 84,000,000 made available to landowners in North Carolina.

In 1958, a new geological map of the State was issued, which will greatly assist our citizens in the exploration and development of mineral resources. This was the first complete map of this type issued since 1875.

Our future industrial and agricultural progress is dependent upon an adequate supply of water. Although North Carolina has an annual rainfall considerably higher than the national average, the demands for water as our population increases have substantially reduced our margin of safety. We should not forget the recent periods of drought when many cities and towns throughout the State were in serious trouble due to a lack of adequate water reserves.

The Reorganization Commission which was appointed following the 1957 legislative session has given further careful study to this problem, and in a report already made available to each of you, it is recommended that a Department of Water Resources be created, to which could be transferred the responsibilities scattered among the various State agencies now involved in water resource activities. The report further recommends that as part of this new agency, the State Stream Sanitation Committee be continued, until July 1, 1965, to complete its project on classification of Streams. I heartily endorse the recommendations contained in the report and urge their adoption.

The Outer Banks of North Carolina form a protective barrier for our sounds and inland cities and counties against a ravaging ocean. If present rates of deterioration of the Outer Banks continue, they will be destroyed in a few short years. Time will not permit a full discussion of the problem but I want to say with great earnestness that the State must meet this growing problem with vision, courage and determination. A sensible program must be begun and continued, with the aid of Federal agencies, to stabilize our inlets and dunes and to restore the Banks as vital dikes for the protection of our coastal area. The State, with local cooperation, must take the lead and urge your serious attention to the problem. I shall have specific recommendations in my budget message.

PUBLIC EDUCATION AND SCHOOL FINANCE

We all recognize that education is one of the most important functions of government. We allocate more of our taxes to the support of education than to all other governmental activities combined. For the current biennium, 76% of total General Fund appropriations is for education, and 67% of the General Fund is for public schools alone.

North Carolina has in the past, considering our resources, made a good effort in support of our public schools. Notwithstanding our effort, however, we still rank near the bottom in per pupil expenditure for education, and our ranking in teachers' salaries continues to be comparatively low, although our national rank in teacher pay is substantially better than our national income rank.

The 1957 General Assembly expressly recognized that we should have a "more thorough understanding of the problems involved in financing public education in this State." Accordingly, the General Assembly authorized appointment of a Committee for the Study of Public School Finance. The report of that Committee has already been made public, and each of you has a copy.

A major recommendation from this Committee is an incentive plan to encourage local supplementary support for the public schools. The Committee found that several of the administrative school units in the State have voted local taxes with which to supplement State appropriations, yet a majority furnish no supplement. The present plan of school support in North Carolina contemplates that the State shall furnish the basic support for the operation of the nine-months' school term, with this basic support being supplemented at the local level. Our present and long-standing approach on public school finance—basic State support with local effort to supplement—is, in my judgment, sound.

However, to enable us better to meet our school needs, it is proposed that the State establish an incentive fund, which would be distributed to the counties which make matching contributions in accordance with their economic ability. This would be entirely voluntary. The formula governing the distribution of the incentive fund would take into account the number of pupils and the taxable resources in the county.

I, for one, do not desire to see the State "unload" the burden of public school financing on the counties. The report of the Committee on the Study of Public School Finance does not make any such recommendation.

We need to do more for public education in North Carolina, both in the total number of dollars we provide and in the comparative effort that we put forth. Our future economic growth and strength will depend on how well we do in our educational efforts at all levels.

The people of North Carolina want to improve our public schools and want to see them made more modern and effective with more attention being given to fundamental learning. Our people will pay for good schools if given the opportunity. There is a popular interest in an improved and more serious curriculum, as well as improved teaching. I am happy to report excellent progress on a major curriculum study which has been underway for several months.

I endorse the principle implicit in the incentive plan proposed by the School Finance Study Committee, and I urge that you enact suitable legislation to give effect to this approach. In my opinion, such legislation will mean much to the future of our public schools. In my later message to you on the State budget, I shall submit for your consideration specific dollar amounts recommended for inclusion in the State's appropriations for the coming biennium.

HIGHER EDUCATION

Enrollments in our State-supported institutions of higher education continue to increase rapidly. In the fall of 1958, a total of 29,500 full-time students were enrolled in our nine State-supported colleges and in the three branches of the University. By the middle 1960's, we shall have an enrollment of about 37,000, and by 1969 an enrollment of 50,000 or more.

Notwithstanding these prospective increases in numbers, North Carolina still ranks in a regrettably low position in the Nation in the ratio of college enrollment. For the Nation as a whole, 31% of the college-age group attends college. In North Carolina, only 17% of this group is enrolled in college.

We should not, of course, attempt to enroll more college students just to attain a more favorable statistical position. Nor should we maintain colleges for students who want to go to college simply because "it is the thing to do." And we should be sure that our colleges are offering opportunities for a genuine higher education.

This leads us to the subject of admission standards for our State-supported institutions of higher education. I do not suggest any blind and unreasoned adherence to an admission test as a sole criterion to judge admission to an institution of higher education. Rather, admission tests should constitute a useful tool. They should provide an objective appraisal, both of our students and of our high schools from which they graduate, and proper tests in colleges will go a long way toward raising the standards in our high schools.

You probably know that since the fall term of 1957 pre-admission tests have been used as a criterion for admission of students in the Consolidated University. I compliment our University leadership for this step and I would like to see every State-supported institution of higher education announce that, effective no later than the fall term of 1961, pre-admission tests will be required of all applicants for purposes of guidance and measurement of aptitudes and qualifications of the student. I hope the General Assembly will seriously interest itself in this matter.

In the ten-year period 1947-1957, appropriations by the General Assembly of North Carolina for capital improvements in our State-supported institutions of higher education amounted to \$105,000,000. In this decade, enrollments in these institutions increased 16% from 24,300 in 1947 to 28,400 in 1957. Recently the Board of Higher Education completed a study of probable capital needs for our colleges for the ten-year period 1959 through 1969, a decade in which enrollments are expected to increase 66%, from about 30,000 to about 50,000. The Board has concluded that the reasonable needs of our institutions during the next ten-year period can be met with a substantially less capital expenditure than was appropriated for the 1947-1957 decade. The capital improvements approach suggested by the Board, and for the most part approved by the institutions, involves renovation and alteration of present facilities, a moderate increase in instructional and dormitory facilities, an increased use of present space, an increased use of facilities in the summer months, and provision for the expansion of community colleges. In my budget message, I shall have specific recommendations for a capital improvement program for our higher education institutions.

During the past two years we have had notable advances in the important field of community colleges. Colleges in Asheville, Charlotte and Wilmington are now fully qualified under the Community College Act of 1957, and the State appropriations for capital improvements at these colleges have already been more than matched by bond issues approved in local elections.

The present accomplishments of our various institutions of higher education are good and commendable. Our potentials for future achievement are unlimited. The challenge that confronts our State is immense, and we will need a continued full measure of dedication to higher education on the part of the trustees, the officers, the faculties and students of each separate institution to meet the great task that lies ahead.

We will also need the vital contribution of a vigorous and fearless Board of Higher Education which can assist us in charting that course which will give to the State a program of higher education which is strong in all parts, and which in its total result gives to North Carolina the best of which our State is capable, with a minimum of overlapping programs and with the least possible waste of public funds.

As you are aware, a very satisfactory agreement has been reached with respect to certain differences between the University Trustees and the Board of Higher Education, and recommended changes in present statutes, which I endorse, are supported by the Presidents and governing boards of other state institutions of higher learning and by the Board of Higher Education.

WELFARE AND HEALTH

We must always remember the obligation of government to provide assistance for those who cannot assist themselves. Many of our citizens, for reasons beyond their control, must rely on the help given to them under our welfare program. These citizens include those who are too old, too young, too disabled, or too ill to work, and who are without private means of financial support.

North Carolina has continued to maintain a good record in the administration of its public welfare program, its public health program, and its hospital program. Our welfare activities, insofar as possible, are designed to help individuals attain a position of self-support. In some instances, the welfare officials are hampered by a lack of proper laws in developing policies that are needed to improve administration. I urge your careful consideration of proposals which will be presented to you, including such matters as strengthening our support laws and making possible better control over welfare payments, especially those dealing with illegitimate children.

Outstanding results have been achieved during the past two years in the control and prevention of polio epidemics. In 1957, only 233 cases of polio were reported in North Carolina and in 1958 only 74 cases were reported. More than three and one-half million doses of Salk polio vaccine, made available under the Federal program, have been administered to more than one million children in North Carolina, with most of these voluntary immunizations administered during the past two years. However, it is estimated that more than 20% of our children and young people through age 19 (the age group most susceptible to polio) have never received any polio vaccination.

I believe the General Assembly should consider a law providing for mandatory polio vaccination, especially for younger children.

EMPLOYMENT SECURITY

Our State for many years has maintained a soundly-operated employment security program. Our weekly benefit payments, in comparison with average

weekly earnings in this State, are approximately equal to the national average. We have maintained sufficient reserve balances in our unemployment insurance fund so that tax rates have been commensurate with those in adjoining states, and at the same time our reserves have been sufficient to meet normally anticipated unemployment conditions. During 1958, unemployment was abnormally high throughout the Nation. In North Carolina alone more than two hundred thousand workers received unemployment benefits, meaning that this number was out of work one or more weeks during the year.

Many other states experienced far more drastic unemployment than did North Carolina. You will recall that several months ago there was a strong movement in Congress to enact substantial changes in the Federal laws governing the unemployment insurance program. Some people even went so far as to suggest, in effect, the complete federalization of the employment security programs, with the Federal government prescribing minimum benefit payments, minimum number of weeks for which benefits would be paid, and so on.

In my opinion, many such proposals were prompted by conditions in other states which were attributable in part to a less actuarially sound administration of their own state programs, and in part to a governmental philosophy with which I basically disagree.

I do not think that the employment security program should be administered from Washington. I do believe that the States should always have a sound and adequate program of unemployment insurance benefits. In my opinion, the states should take the lead in this matter and should do whatever is necessary to cope adequately with periods of prolonged unemployment such as that experienced during 1958.

I think that our own State should give consideration to statutory changes which would, under unemployment emergencies expressly described by statute, enable State officials to extend by executive action the number of weeks for which benefits would be available. I, therefore, recommend that this session of the General Assembly approve legislation which would authorize the Governor, under emergency conditions specified by law, to extend the benefit period for an additional thirteen weeks. This would permit payment of unemployment benefits for as much as 39 weeks at the very time—and only then—when unemployment benefits would be most needed.

MINIMUM WAGE

More than 90,000 North Carolinians receive a wage of less than 75 cents an hour. We should have a State law requiring a minimum wage of at least 75 cents an hour. I could talk at great length on this matter but I think it is enough to say that employers can afford it, employees deserve it, and the State's economic progress demands it. I strongly recommend enactment of a State minimum wage law.

STATE PERSONNEL

Our many State employees, teachers, and officials continue to render devoted service, and I wish to express to all of them, on behalf of the people of this State, our sincere appreciation. It has been a distinct and enjoyable experience working with our State employees. In my Budget Message I shall have recommendations to make regarding several phases of employee relations.

NATIONAL GUARD

Just recently our North Carolina National Guard was re-organized under modern military concepts, and in keeping with new requirements set forth by the Department of Defense. I am happy to report that because of the good work of our Adjutant General and his general officers in reaching an agreement with the Pentagon, we will be able to maintain our Guard at practically the same strength as before.

HIGHWAYS

The reorganization of the State Highway Commission, which was authorized by the 1957 General Assembly and placed into effect on July 1 of that year, has already achieved in this short time outstanding results which prove the wisdom of these organizational changes. The smaller State Highway Commission has operated as a State-wide policy-making board. The responsibility for day-to-day execution and direction of the highway program has been fulfilled by an able Director and his assistants. New accounting procedures will provide an adequate system of accrual accounting which enables us to keep a closer check and control on all expenditures and costs.

Within the Highway Commission we have established a department of secondary roads, and complete secondary road plans for the present biennium, for all one hundred counties, have been approved by the respective boards of county commissioners and the Highway Commission.

The Highway Commission has put into effect a new right-of-way policy which provides for independent appraisals of all properties taken for highway purposes and proper and adequate notification by certified mail to all property owners. Every effort is made to deal fairly and justly with the property owner.

The State Highway Commission has held a record total of twenty-five meetings outside the City of Raleigh in various sections of the State. It has received and carefully considered countless requests from cities, counties, groups of citizens and individuals. At least two meetings between county commissioners of each county and secondary road officials have been held, and in many instances there has been a third or fourth meeting to work out highway plans with local officials.

A few persons have claimed that our highway work has been centralized and moved away from the people. The exact opposite is the case. The Highway Commission is more responsive to all the people, and our highways and roads are now being built according to established need, without special favors to anyone, and with closer cooperation with local officials and local communities than we have had for many years.

During the period July 1, 1957 to December 31, 1958, projects totaling more than \$106,000,000 have been placed under contract. North Carolina continues in the forefront in the entire nation in progress on the interstate highway program. During this same period, approximately 1,200 miles of secondary roads have been paved and more than 1,400 miles have been improved at a total cost in excess of \$24,000,000. By December 1959, an additional 817 miles of secondary roads will be paved and 616 miles will be improved, at an additional expenditure of almost \$16,000,000.

In cooperation with the Municipal Government Study Commission and with local officials, the Highway Commission has carefully studied its policies relating

to urban streets and highways. Some modification of present laws which will further aid our municipalities will be submitted for your consideration.

HIGHWAY SAFETY

Since 1947 motor vehicle registrations in North Carolina have doubled. In the past year, we registered more than 1,700,000 vehicles. Larger registrations are, of course, to be anticipated in the years ahead.

Since 1930 more than 27,000 people have lost their lives in traffic accidents in North Carolina. Each year in our State more than 1,000 persons are killed in highway accidents. To this tragic loss of life, we must add the staggering toll of injured and maimed and the enormous economic loss in property damage.

Our Department of Motor Vehicles has received national acclaim for its program in highway safety. Yet, highway safety is a never-ending problem. We cannot relax in our concern, and in truth we must intensify our efforts and assure that our officials have available every reasonable and practicable method for better traffic-law enforcement.

The Department of Motor Vehicles will place before you suggestions for legislation which it feels will advance the cause of traffic safety. I urge that you give careful consideration to these proposals, and to keep in mind the great value of just one life which may be saved by improving our highway safety program.

ADMINISTRATION OF THE PRISON SYSTEM

Commendable improvements in prison administration have been achieved during the current biennium. Many of these are attributable to the legislation enacted by the 1957 Assembly vesting control of the State's prison system in an independent Prison Department. Control of its own affairs has enabled the Prison Department to achieve economies while improving the quality and effectiveness of its programs for custody, employment, and rehabilitation of prisoners.

Unlike most other states, North Carolina has responsibility at the State level for all persons receiving a prison sentence, whether for a long term or a short term. Current figures show that of approximately 11,000 prisoners in the State's prison system 7,300, or 66%, are serving 6 months or less. Sixty-five per cent of the total prison population is comprised of repeaters, most of whom were convicted of drunken offenses.

As of December, 1958, there were 10,930 men and 426 women imprisoned by the State. It is estimated that the number of male prisoners will increase to 13,000 by 1965, and to 15,000 by 1970, with corresponding increases in the number of women prisoners. Faced with these increasing numbers, it is imperative that we make the maximum use of probation and parole consistent with the public safety and conducive to the rehabilitation of the offender. Rehabilitation programs of the Prison Department must be expanded and improved and new prison facilities both for lodging and work must be provided. The budget includes appropriations for these purposes.

In view of the increase in prison population that seems inescapable in spite of all that we may do to slow its rate, new legislation is urgently needed to enable the Prison Department to provide constructive employment for additional prisoners. Bills will be introduced for your consideration which will implement

these recommendations. I also recommend that the work-release law, enacted in 1957, be amended so as to permit an increased flow of suitable prisoners to this proven program. I hope that your appropriate committees will give intensive study to the entire problem of prisoners and their rehabilitation.

ELECTION LAWS

The State Board of Elections has informed me that several changes in our statutes are desirable so as to improve our election procedures and to eliminate some legal questions and ambiguity. Also, the Board has suggested that the date of our primary election should be advanced from May to the last Tuesday in June. I endorse this suggestion. In addition, may I repeat with all emphasis possible the previous recommendations concerning the civilian absentee-ballot law. Because of the widespread abuses under this law, it should, in the public interest, be repealed.

THE SCHOOL PROBLEM

Over four years ago the United States Supreme Court handed down its decision in the "school segregation cases," drastically revising its previous interpretation of the Federal Constitution. North Carolina has moved with calmness to meet the great problem forced upon us by an interpretation of the Federal Constitution with which interpretation most of our citizens profoundly disagree. In reposing trust and confidence, and authority, in the people themselves at the local level, I believe our State has dealt wisely with this issue. No one has suggested a better approach than the one of local control and local responsibility. If in the future it becomes evident that a better course of action for North Carolina should be devised, I shall take appropriate steps to bring the matter before the General Assembly.

REORGANIZATION OF STATE AGENCIES

The Commission on Reorganization of State Government has submitted a total of eleven separate reports. Each report deals with some aspect of State Government organization or administration, and I urge your thoughtful consideration and your action on each of these reports.

UTILITIES COMMISSION

The fourth report of the Reorganization Commission deals with the Utilities Commission. Based upon careful study and an expression of views by members of the Utilities Commission, it is recommended that the membership of this body be reduced from five to three commissioners, and that compensation and retirement benefits be improved. I endorse this proposal, and add this observation of my own. I think it will be in the interest of the State for the General Assembly to provide that the compensation and retirement benefits for the members of the Utilities Commission be equivalent to those of Superior Court judges, and this should be done irrespective of your action on the proposal to reduce the members from five to three.

I am informed that the Utilities Commission will, of its own accord, suggest for your consideration some minor and technical changes in the present statutes, and they will recommend that you authorize a study during the next biennium of the entire Utilities Law to the end that it can be revised and brought up-to-date.

STATE LEGISLATIVE BUILDING

Another report of the Reorganization Commission deals with a new legislative building. I will not attempt at this time to review the reasons supporting this suggestion. These are capably set forth in the fifth report filed by the Reorganization Commission, and I think are generally understood. We all agree that our present Capitol building should be carefully preserved.

North Carolina, her expanding economy, and the business of her Legislature have all grown enormously since the time one hundred eighteen years ago that this building was first occupied, but the facilities provided for our General Assembly are almost exactly the same as they were in 1840. I believe a separate and suitable structure should be erected close by the Capitol Square. Specific recommendations will be given you next Monday.

STATE BOARD OF ALCOHOLIC CONTROL

The eighth report of the Reorganization Commission considers the State Board of Alcoholic Control. This Board has from its establishment consisted of a chairman and two associate members, with the chairman serving as full-time official.

The Reorganization Commission concludes that the chief administrative officer of this Board should not be the chairman but a full-time director chosen by the Board. This would permit a clear delineation between the policy-making, rule-making and adjudicatory functions, which should remain in the Board, and the administrative function which the Board would delegate to its director.

I heartily endorse this recommendation and urge its adoption.

The recommendation of the Reorganization Commission contemplates that the State Board of Alcoholic Control will consist of three part-time policy members, with a full-time director as the chief administrative officer of the Board. The present members of this Board inform me that in their judgment the affairs of this sensitive agency would be better conducted and the public interest better served, with a five-member policy board. As is well known, it is not always possible to have all members of a part-time board present at every meeting, due to illness, unavoidable conflict in schedules or other good cause, and this is more serious with a three man board!

I join with the ABC Board in recommending that you enact legislation providing for a five-member policy board, with a full-time director as its chief administrative officer.

The position of Director or administrator of this agency should be more nearly a career job, as we need to keep a high level of professional and impersonal law enforcement in the affairs of the State Board of Alcoholic Control.

Apparently, the failure of the General Assembly, session after session, to authorize a State-wide referendum on the liquor question indicates that the elected representatives of the people feel that no change should be made in our control system.

If this is the case, we should do everything possible to see that the State Board of Alcoholic Control does in fact effectively control the entire liquor traffic as required by law. The legislative branch, as well as the executive, has the responsibility to insure by the enactment of proper laws that we have a Board of Control which is active and fearless, with officers and employees of the Board who are

intelligent, energetic and fearless, and that no favoritism or privilege is allowed anyone or any group.

In short, I suggest that there should be strict and impartial enforcement of all laws affecting liquor, wine and beer. If this is not done, we should do away with the system entirely.

TAX LAW STUDY

The 1957 General Assembly directed the continuance of a study of our tax laws which was begun in 1955. The report now before you for consideration deals mainly with the property tax, the only major area of taxation which was not covered by the previous study.

The Tax Study Commission concluded that several aspects of our property tax administration are in great need of improvement.

For example, it was found that ratios of assessed value to the actual market value of real estate vary considerably from county to county and vary widely between parcels of real estate located within the same county. In one instance, tax assessment of property varied from an unbelievable 4% to 129% of current market value, within the same county.

It was also found that different types of property were often assessed at different percentages of market value within a given county. For example, real estate might be assessed at 40% of market value, automobiles at 67% of market value, and retail inventories at 50% of cost.

The Commission gave special attention to the very questionable practice of property tax exemption, finding a growing tendency for counties or small groups of counties to secure local acts to exempt particular types of property within those counties. This of course leads to very undesirable tax competition between counties. Furthermore, these sorts of tax exemptions appear to be in direct conflict with the State Constitution.

Under present general law, it is required that our counties revalue real estate every four years. By special and local acts the General Assembly in the past has frequently authorized postponement of real property reassessment. It appears that *no county* revalues real property as frequently as every four years, and some counties have not had a general revaluation of real property for tax purposes in *more than twenty years*.

Certainly, there is no greater fiscal obligation upon government than to insure that our tax laws are equitable and that unjust weight does not fall upon any individual taxpayer nor upon any particular group of taxpayers.

The people of North Carolina want and should have equitable property tax laws, which are capable of being impartially administered.

Now is the time and the opportunity to remedy these matters which have been forcefully brought to our attention. I urge your consideration of and action on the recommendations submitted by the Tax Study Commission.

MUNICIPAL GOVERNMENT STUDY

In compliance with a mandate of the 1957 General Assembly, a commission consisting of six members of the House and three members of the Senate has given careful and intensive thought to the problems confronting municipal govern-

ment in North Carolina. That commission has filed an outstanding report, comprehensive in its grasp of the problems confronting municipal governments and in its challenge to the State to plan wisely and well for our continued urban growth and the economic development of North Carolina.

On the basis of available evidence on population trends, the Municipal Government Commission has estimated that by 1980 an additional one and a half million people will be living in and around North Carolina cities and towns. Such a development will make North Carolina an urban State in the sense that more of our citizens will be living in urban areas than in rural. I am convinced, as I believe you will be, that we must have better cooperation between the State, the cities and the counties. We must give more emphasis to effective community planning, and we must insure that our municipal tax system is improved to the extent that it is both adequate and equitable for meeting future needs.

May I emphasize that all available evidence points conclusively to the fact that we shall experience a rapid and extensive urban growth in this State. It will be one of two kinds. It will either be a desirable and healthy growth, bringing to our citizens countless advantages. Or, it will be an undesirable and unhealthy development which will imperil our future, compound our problems of municipal finance, and deface our countryside with an unsightly, unsanitary, slum-breeding conglomeration, as has happened to many other states.

With respect to financing municipal government, this report concludes that the present municipal tax system is essentially adequate and equitable for the foreseeable future, if the basic recommendations of the Tax Study Commission dealing with the property tax are put into effect.

Recommendations of the Municipal Government Commission, including the matter of extending city limits, will be placed before you for consideration and action.

OTHER SPECIAL STUDIES

Reports by other legislative study commissions which will be before you are those dealing with the selection of University Trustees, Cancer Control and Care, Nursing and Boarding Homes, Map Laws and Operations of Motor Boats.

CONSTITUTIONAL REVISION

Two of the most important reports come to you from the Commission which has been studying revision of our State Constitution and the Committee of the North Carolina Bar Association which has been studying the operation and administration of our courts.

Each of these reports is very significant and each contains the careful findings and recommendations of able and devoted citizens. With your permission, I shall omit at this time discussion of the recommendations for court improvement and the general revision of our State Constitution, and make these the subject of a special message to the General Assembly at a later date.

CONCLUSION

My remarks today have encompassed a far-reaching legislative program which is designed to improve many governmental services, and to accelerate the continued growth and progress of our economy. Some may think it is too ambitious

a program for a Governor who is dealing with his last session of the General Assembly, but I want you to know that my approach to this legislative program is based entirely upon my desire to do the best I can for North Carolina and its people in the time I have left as Governor. It is my hope that this program, if it meets your approval, will make a permanent contribution to the progress of our State in the years ahead.

In my travels outside the State and Nation, I have often had people ask me: "Why do North Carolinians love their State so much?" I have never been able to give an adequate answer, except to acknowledge the fact that this love *does* exist and that it is a strong motivating force underlying all the things that have been accomplished in North Carolina during the past half century.

We do have a wonderful State, blessed with many natural resources and with fine, honest, hard-working people. Our General Assembly is always a good and representative cross-section of our population, and has served well the people of our State. We all recognize that the year 1959 will be a year of great legislative decisions, and I welcome the careful consideration, the wisdom and the experience which you will bring to bear on the many problems and challenges confronting us. There is unlimited opportunity ahead for North Carolina if we act wisely, vigorously, and with a full realization of the needs of our people.

Let us all work together for what we consider best for North Carolina, receiving our reward through the personal joy and happiness in serving our fellow citizens who have given us this opportunity to represent them in the operation of their State government. There can be no greater reward! I shall eagerly look forward to working with you.

Thank you and God bless you!

The business for which the Joint Session convened, having been accomplished, upon motion of Senator Morgan, the Joint Session is dissolved, and pursuant to the motion heretofore made by Senator Morgan at the morning Session, the Senate stands adjourned to meet tomorrow morning at 10:00 o'clock.

THIRD DAY

SENATE CHAMBER,
Friday, February 6, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Frink for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

APPOINTMENTS

Pursuant to S. R. 4, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 o'clock P. M., February 9, 1959, the President appoints as a Committee on the part of the Senate to act with a like Committee appointed by the Speaker of the

House of Representatives, Senators Kesler and Blackburn, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

ENROLLED BILLS

Senator Morgan of Cleveland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 4, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., February 9, 1959.

H. R. 1, a joint resolution of respect to the memory of the Honorable Shelley B. Caviness (1901-1958).

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Rose and Rutledge: S. B. 5, a bill to amend Chapter 130 of the General Statutes so as to require the vaccination of young children against Poliomyelitis (Infantile Paralysis).

Referred to Committee on Public Health.

By Senator Rose: S. B. 6, a bill to authorize the expenditure of certain surplus funds of Wayne County for the purpose of building a new office building, purchasing a new office building, purchasing the land for new office buildings and equipping new office buildings.

Referred to Committee on Appropriations.

By Senator Rose: S. B. 7, a bill to authorize the County Commissioners of Wayne County to turn into the General Fund all taxes collected for the year 1955 and all prior years.

Referred to Committee on Finance.

By Senator Frink: S. B. 8, a bill relating to the letting of public contracts for school construction purposes in Brunswick County.

Referred to Committee on Counties, Cities and Towns.

By Senator Bason: S. B. 9, a bill changing the name of "The West Rockingham Cities Administrative School Unit" to "Madison-Mayodan City Administrative Unit"; providing for the nomination and election of members of the Madison-Mayodan City Board of Education; fixing the terms of office of members; and providing for filling vacancies in the membership of said Board of Education.

Referred to Committee on Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 6, a joint resolution to authorize and provide for the printing of the Governor's Biennial Message to the General Assembly.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Thursday, February 5, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 4, entitled, "A Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., February 9, 1959," the Speaker has appointed on the part of the House of Representatives to serve with a like Committee of the Senate, Messrs. Hunt, Murphrey, and Umstead.

Respectfully,
ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 10:00 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 7:30 o'clock.

FOURTH DAY

SENATE CHAMBER,
Saturday, February 7, 1959.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan, the Principal Clerk S. Ray Byerly calls Senator Medford to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Reavis for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Lanier, the Senate adjourns to meet Monday night at 8:00 o'clock.

FIFTH DAY

SENATE CHAMBER,
Monday, February 8, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Frink for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Currie, the courtesies of the galleries are extended to H. C. Bradshaw of Durham County.

Upon motion of Senator Rose, the courtesies of the floor are extended to former Senator Paul Jones of Pitt County.

Upon motion of Senator Williams, the courtesies of the lobby are extended to Mrs. Luther Hamilton, wife of Senator Hamilton of Carteret County.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Monday, February 9, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 4, entitled "a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., February 9, 1959," the House of Representatives stands ready to receive the Senate in Joint Session at the hour of 8:00 P. M.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

The President announces that in accordance with the joint resolution fixing the time and place for a Joint Session of the Senate and the House of Representatives to hear the Budget message from His Excellency, Luther H. Hodges, the hour having arrived for the delivery of His Message, the Senate preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in Joint Session with that Honorable Body.

JOINT SESSION

The Senate is received by the Members of the House of Representatives standing, and the Joint Session is called to order by the President of the Senate Luther E. Barnhardt.

The Committee appointed by the President of the Senate and the Speaker of the House escort the Governor to the Hall of the House.

The President recognizes Mr. Umstead who presents His Excellency, Governor Luther H. Hodges, who delivers the following message:

Mr. President, Mr. Speaker, and Members of the General Assembly of North Carolina:

In my Biennial Message delivered to you last Thursday, many aspects of the affairs of our State were discussed. As stated in that message, the broad range of items considered prevented inclusion of our budget-revenue recommendations and observations for the next biennium.

Necessarily in dealing with such a tremendous subject as our budget we will have to speak tonight in a somewhat summary form. I am, however, attaching copies of the Budget Report of the Governor and Advisory Budget Commission to your copies of this message. The Budget Report more fully explains our recommendations, and I strongly urge that you read it carefully and give it your considered study.

I am also submitting herewith copies of all the budget documents. These are the "A" Budget, the "B" Budget, the Capital Improvements Budget, and the

Budget Digest. These documents contain the specific appropriations recommended for each agency and institution. I am also submitting copies of the Budget Revenue and Appropriation Bills which will be introduced in due course.

I would like to express publicly to the members of the Advisory Budget Commission the sincere appreciation of the State and of myself for their outstanding service. They are: William Copeland of Murfreesboro, Kemp Doughton of Sparta, Joe Eagles of Wilson, Carl Venters of Jacksonville, William Womble of Winston-Salem, and Nelson Woodson of Salisbury. These distinguished citizens have served tirelessly and unselfishly, and have given greatly of their time and ability.

In preparing the recommended budget for the 1959-61 biennium the Advisory Budget Commission and I have given detailed, careful, and sympathetic consideration to the requests submitted by each of the State agencies and institutions. At the same time, we have been conscious of our duty of seeing, insofar as we are able, that the tax dollars of the people of North Carolina are spent only to the extent necessary to provide governmental services for which there is a clearly demonstrated need.

Let us now consider the appropriations which are recommended.

Total recommended expenditures for operations and for capital improvements, which total includes receipts, both from the Federal Government and collections from other sources, amount to \$1,214,925,934.

This tremendous total may be broken down into major subheads as follows:

(1) \$754,078,551 for operating expenses for General Fund agencies and institutions, with \$192,880,662 to be realized from agency receipts (including Federal Funds) and \$561,197,889 to be derived from tax and non-tax revenues and use of credit balance.

(2) \$354,211,054 for operating expenses for *Highway Fund* agencies, with \$57,139,132 to be realized from receipts (including Federal Funds) and \$297,071,922 to come from Highway taxes, fees, and use of credit balance.

(3) For *Capital Improvements*, the sum of \$45,374,149, most of which we recommend be secured from the sale of bonds. Included in the total figure of \$1,214,925,934 is the amount of \$61,262,180 from other special funds such as Employment Security Commission, University Enterprises, Wildlife, Banking, etc.

While the amounts recommended are large, I assure you they are not nearly as large as the amounts which were requested. The total amount requested from the General Fund for operations of the General Fund agencies and institutions is \$630,344,701, which is \$119,695,809, or 23.4% above estimated General Fund expenditures for the present biennium. To grant all of these requests would require \$141,143,322 above the General Fund revenues we estimate will be realized during the present biennium, and would necessitate increasing the tax burden of all North Carolinians by a substantial amount—a result which all of us would like to avoid if at all possible.

Thus, as Budget Commissions and Governors have probably done every biennium for many decades, we had to face the problem of analyzing these requests and determining as best we could which we felt are truly necessary and which, at least for the time being, can be omitted.

To help distinguish between the urgency of the multitudinous and highly varied requests we have been aided by the new form in which agency requests were prepared. As was explained during the Legislative briefing sessions held in November, requests for funds necessary to *continue existing services and programs at present*

quality levels are contained in what we call the "A" Budget; while the "B" Budget consists of funds *necessary to support expansions, improvements, and new programs.*

Saying that we were aided by this new method of presenting requests does not mean—as you will see from our recommendations—that we automatically approved everything requested for the continuation of present services, and then recommended such improvements, expansions, and new programs as we felt could be afforded within available funds. On the contrary, we reviewed with great care all requests made—those in the "A" Budget as well as those in the "B" Budget.

Of the combined "A" and "B" Budget requests for General Fund appropriations, we recommend \$561,197,889, which is \$50,548,997, or approximately 10% above estimated General Fund expenditures for the present biennium. \$541,623,059 of the recommended total is for "A" Budget purposes and is \$5,262,884 less than requested, while \$19,574,830 is for "B" Budget purposes and is \$63,883,928 less than requested.

Speaking of the "B" Budget recommendations—and it should be remembered that these are for expansions, improvements, and new programs—you may well feel on first impression that all such additional expenditures can be done without. However, after careful evaluation we have concluded that some of the requests contained in the "B" Budget are seriously needed, and we have accordingly recommended them to you.

We believe you will agree that a General Fund operating budget which provides for an increase of \$50,548,997, or approximately 10% referred to above, in General Fund expenditures for the present biennium is one which would appear to provide adequately for all necessary services. Indeed, some of you may feel that an appropriation increase of the size we recommend may well be beyond that required for necessary services. In any event, the recommended increase certainly requires a justifying explanation. Such an explanation I shall now try to give you by discussing briefly the major factors which are responsible for this substantial increase.

PUBLIC SCHOOLS

By far the greatest portion of the recommended budget is for public education. And this, in my opinion, is as it should be!

There will be an average of 21,000 additional school children enrolled each year of the next biennium. To employ the new teachers necessary to handle this growth in enrollment will require an increase of approximately \$15½ million in the biennial appropriation for the nine months school term. This gives a total of approximately \$311,500,000 for the biennium just to continue our public schools on the same basis as at present. We are not content, however, to provide merely for continuation. We are recommending certain additional appropriations in connection with the public schools.

Authorities in the field of education, including our State Board of Education, have for some time pointed to the low starting salaries of beginning public school teachers as one of the principal deterrents in attracting qualified people to enter the teaching profession. To help solve this problem, the State Board has recommended increases in starting salaries which would provide holders of "A" certificates a minimum starting salary of \$3100 as compared with the present \$2799. We agree with the Board's recommendation as to increasing the salary of be-

ginning teachers and have recommended appropriations to take care of this with comparable increases in the starting salaries of holders of Class "G," "B," and "C" certificates, and for vocational education teachers where applicable. We have not, however, recommended that all salaries above the starting salary be raised. Our suggestion as to how the State Board of Education can implement these proposals within the funds recommended are contained in the Budget Report to which I refer you.

Another recommendation of the State Board with which we agree and for which we recommend the necessary appropriations is that of paying the teachers (including those vocational education teachers to which it will be applicable) for the extra week of work which we are told many of them are already doing before the opening and after the closing of the regular 180 day term. We feel that if this extra pay for these extra days of preparation and for cleaning up last minute details will insure a full program of teaching for the entire 180 days, (and it certainly should) it will be well worth the biennial cost of \$6,899,556. And I would like to add that if this recommendation is approved by you, I am sure our school administrators and teachers will see that the State gets what it is paying for. Certainly the students' education will be benefited by the elimination of what is reported in many instances to be a hesitant, part-time start at the beginning of the school year and the several days let-up toward the end of the year. I should also like to express our hope that the full 180 days term will be dedicated to teaching the fundamental knowledge which our children need and must have today and tomorrow. I am sure our school people will welcome the interest and co-operation of all parents and citizens in this matter.

In our recommendations for educational purposes we have also included funds for needed supervisory personnel in the Department of Public Instruction. We agree with the Superintendent of Public Instruction that this extra supervisory service from the State level should materially improve the quality of the teaching program.

HIGHER EDUCATION

In the area of higher education our recommendations include approximately \$40,000,000 for operating funds. This is an increase of \$3,500,000 or approximately 10%, above estimated expenditures for the current biennium.

Included in the recommendations for higher education is an appropriation of \$1,500,000 for allotment to the several institutions of higher learning for selective increases in faculty salaries. It will be recalled that funds appropriated by the 1957 General Assembly for salary changes of college personnel were made available to the Presidents of the institutions to be distributed on a discretionary basis subject to the approval of the Director of the Budget. This was to encourage the awarding of pay raises on a merit basis. In most instances the Presidents fully accepted this responsibility and have made good use of funds that were available. We recommend the same sort of provision, with the same approval required, be made for the next biennium.

It should be mentioned in connection with the proposed salary fund for college teaching personnel, that these college persons are not eligible for the regular merit salary increments which are provided for State employees generally. Furthermore, with respect to some of the institutions, we have declined to recommend additional college teachers to maintain what seems to us to be light student and

teaching-hour loads. We feel that the work load of faculty personnel at comparable institutions should be more equal than at present, and that some increase of work load at certain of the institutions is necessary if the State is to be able to absorb the large increase in enrollment which is expected during the next several years.

INDUSTRIAL EDUCATION

Among our recommendations in the field of education we have also included provisions for expansion of the industrial training program authorized by the 1957 General Assembly. This program contemplated the establishment of highly flexible methods by which North Carolina workers could be trained for employment in industries which require special skills and which we hoped would be coming to our State in increasing numbers. The State Board of Education, assisted by a group of legislators, devoted a great deal of careful and fruitful study to the details of how such a program could be set up. The plan finally submitted by the Board and approved by the Governor and Advisory Budget Commission is one which in our view gives North Carolina a good industrial training program. Pursuant to this plan seven Industrial Education Centers have already been established in as many communities and we are recommending appropriations for the operation of eleven more such centers.

May I also call your attention to the fact that the total appropriations recommended for public schools (including vocational education) and higher education, which total includes retirement contributions for employees and debt service on bonds issued for educational purposes, amount to *approximately \$418,750,000, or 74.6% of the entire General Fund recommended appropriations for the coming biennium.*

NATURAL RESOURCES AND INDUSTRIAL DEVELOPMENT

Another area of governmental activity in which we make certain recommendations of particular interest is that of natural resources and industrial development.

Appropriations of approximately \$4 $\frac{3}{4}$ million are recommended for operations of the Department of Conservation and Development which includes divisions of Forestry, Parks, Minerals, Water Resources, Advertising, Commerce and Industry, and others. The industrial development program is moving along well, and to take advantage of the success achieved we recommend increased amounts for advertising and distribution of promotional materials.

Speaking of industrial developments in our State, we recently announced some thrilling new plans concerning the Research Triangle area. In my thinking about the future of the Research Triangle I had up until recently considered the project as definitely a long-range one with its great potential being many years away, but very tangible and practical results are already making themselves known. Private donations exceeding \$1,500,000 have now been secured from North Carolinians to finance operations of a Research Institute including \$300,000 for construction of a building. We are recommending that the State contribute \$200,000 as a non-recurring grant-in-aid to this project for the purchase of equipment to be used by the Research Institute. I feel that the State could make no better investment in the future of education and research than to make this modest grant—especially in view of the general financial support already gotten from private sources.

The Research Triangle Foundation is a non-profit, quasi-public institution. I know of no project in which I have had the privilege of participating of which I am more proud. Nor do I know of any other activity now going on which has more potential value—both from the standpoint of dollars and cents, and otherwise—for the proper development of our Great State and the welfare of its people. It is my firm belief that in a relatively few years, the benefits of the Research Triangle will be felt in every section of North Carolina and that its influence and prestige will be felt throughout the Nation and the entire world.

Another of our recommendations I would like to mention in connection with the field of natural resources is one which would authorize a project to help stabilize and preserve our great Outer Banks.

Many of you may not be aware of the real seriousness of the situation along our coast, but if these protective outer banks are destroyed, our sounds are going to become part of the ocean and extensive coastal lands are going to be ruined with flooding salt water and wave damage. Furthermore, the scenic beauty of much of coastal North Carolina will be forever destroyed.

Effects of the hurricanes which have hit our Coast during recent years, added to our own careless land practices in the area, have now brought us to a point that something must be done—and done quickly. We are, therefore, recommending appropriations of \$200,000 for the necessary surveys, engineering studies, etc., in connection with our inlets, shore-lines, dunes, etc., and \$400,000 for the purchase of certain land by the State. State ownership of this land will make us eligible for financial assistance from the Federal government in connection with our continuing effort to meet this tremendous problem. We strongly urge that you approve these appropriations.

STATE PERSONNEL MATTERS

A budget-appropriation problem which faces the Advisory Budget Commission, the Governor, and the General Assembly almost every biennium is that having to do with salaries of State employees. This is, of course, a natural concurrence since our State government, like any other functioning organization, is made up primarily of people doing jobs. And like any other organization, the way these people do their jobs will determine whether our government will be good or bad, efficient or inefficient, successful or unsuccessful. It, therefore, is necessary that each Governor and each General Assembly, representing the interest of the people whose government this is, make sure that the conditions of employment in State government are such as will attract and retain qualified employees and will encourage and permit them to perform their assigned tasks in a thoroughly competent manner. Salaries are, of course, a major factor in this area, although certainly not the only factor.

As pointed out in the Budget Report, we have given a great deal of attention and study to the question of salaries of State employees. I might add that we have also considered other conditions of State employment, including retirement benefits, paid vacations, paid sick leave, holidays, periodic salary range revisions, merit salary increases, etc.

As a result of our review of these matters we have concluded that the State of North Carolina, in general, treats its employees very well. With our combination of State Retirement and Social Security benefits, we have a very good retirement program. In fact, except for one shortcoming which I will mention later, we have

a far better retirement program than most governmental units, and indeed better than many large private industries. Vacation and sick leave provisions are also generous—with an annual vacation of three calendar weeks, and two weeks per year sick leave. Sick leave is cumulative in an unlimited amount. In addition to the three weeks annual leave and two weeks sick leave, the State grants a minimum of nine holidays per year, and petty leave privileges which amount to 14 working hours—or almost two working days per year. Altogether the leave with pay provisions add up to about 35 days per year, or at 5 working days per week—7 calendar weeks.

Our study of salaries now being paid by the State revealed that, generally speaking, State salaries are reasonably competitive with comparable jobs in other governmental units and in private industry. We have noted that between September, 1956 and September, 1958, the average salary for State employees, excluding teachers and other public school employees, increased from \$3309 to \$3904, a jump of \$595, or 17.98%. This increase has been brought about by the general salary raise given by the 1957 General Assembly and the distribution of regular merit salary increments.

Although we have concluded that most State salaries are competitive at present rates, it is, of course, highly probable that during the next two years the salaries paid for some of the jobs in State government will need adjusting upward if we are to maintain our competitive position. To take care of this problem we recommend a biennial appropriation of \$2 million (\$1,400,000 from the General Fund and \$600,000 from the Highway Fund) to be used for this purpose in connection with jobs subject to the State Personnel Act. We propose that, during the next biennium, the Personnel Department, in cooperation with the heads of the agencies and institutions, make a continuing review of all such jobs, and subject to the approval of the Director of the Budget, make appropriate salary rate adjustments as needed.

I am sure you will be interested in knowing that for all employees, including teachers and college personnel, we have recommended in the total budget for the next biennium approximately \$16 million for salary adjustments in addition to the \$2 million just mentioned. This gives a total of approximately \$18 million to be used for this purpose. This total is made up of the \$2 million for salary adjustments of employees subject to the Personnel Act (including Highway employees); \$4,043,833 for regular merit salary increments also for employees subject to the Personnel Act; \$1,525,000 for college professional personnel, including Agricultural Experiment Station personnel; \$1,968,612 for increasing beginning teachers' salaries; \$1,556,000 for automatic increments for school personnel; and \$6,899,556 for the extra week's pay for teachers.

There are a few other situations in connection with employment conditions of State employees which I would like to recommend that you consider. Under present laws governing the Retirement System, the State, as the employer, matches an employee's contribution to the Retirement Fund until that employee reaches the age of 60. After that point the State makes no further contribution. I recommend that these contributions continue until the employee reaches the age of 65. I also recommend that you make \$70 the minimum payment to retired employees who are now drawing either pensions or retirement benefits, as compared with the present minimum of \$60.00. The administrators of the Retirement System inform me that both of these recommendations can be implemented without requiring any change in the contributions made by the State or by em-

ployees to the Retirement System. They advise this is possible because of the very sound actuarial practices followed by those responsible for the management and investment policies of the State Retirement System.

I would like to recommend that per diem allowances for State employees who must travel be raised from the present \$8.00 to \$9.00 for in-State travel, and from the present \$11.00 to \$12.00 for out-of state travel. Per diem allowances have not been increased since 1953, and simply do not cover present day costs. I recommend also that when State employees are required to move their residence for the convenience of the State, that moving expenses be paid by the State. The cost of these proposals can, in my opinion, be absorbed in the amounts presently recommended in the budgets of the various agencies.

There has been some mention of the need in our State government for longevity pay. This grows out of the fact that many of the employees who have been with the State for long periods of time have reached the top of their salary range and are frozen at their present rate. I recommend that the General Assembly make provisions for a study of this problem during the next biennium and that those making this study prepare specific recommendations to be considered by the General Assembly at its next session.

As already stated, conditions of employment for State workers constitute, in my opinion, the key factor in maintaining an efficient State government. As said in my message last Thursday, we can all be proud of the loyal and efficient service rendered by the State employees generally, and I sincerely hope you will approve the recommendations made for the benefit of our State employees.

OTHER GOVERNMENTAL ACTIVITIES

The limitations of time forbid a discussion of our recommendations for each General Fund agency and institution of State government. However, we can make a quick run-down of the percentage increases provided in each governmental area. These several areas together include all General Fund agencies or institutions not already mentioned, and the size of these increases will demonstrate that all have been provided for in the recommended General Fund budget.

In the area of General Government, which includes such agencies as the offices of the Governor, the Secretary of State, the Auditor, the Treasurer, and the Departments of Insurance, Administration, Revenue, Personnel, the Utilities Commission, Courts, etc., we recommend an increase in operating appropriations which amounts to 7.3%; in Public Welfare the recommended increase is 7.7%; for the State Department of Agriculture the over-all increase, including General Fund and Agriculture Fund appropriations is 8.5%; in the field of Public Safety and Regulations, which includes the Department of Labor, Motor Vehicles, Civil Defense, etc., the recommended increase in General Fund appropriations is 8.5%; for Health and Hospital agencies it is 9.8%; and for correctional schools the increase recommended is 21.6%.

AGENCIES SUPPORTED BY HIGHWAY FUND

As you know, several of the agencies of the State are supported, either in whole or in part, out of Highway Funds, and the proportion of Highway Revenue appropriated to the Highway Department itself is steadily decreasing. Recommended appropriations from the Highway Fund to be used by the Highway

Department during the next biennium amount to \$235,166,685, which constitutes only a 1.1% increase over Highway Fund money to be expended by the Department during the present biennium. We are speaking now of State funds received from Highway taxes and fees, and the figures just cited do not include Federal appropriations which, unfortunately for our State, are going down compared to the last biennium.

Motor transportation generally, including both private and commercial transportation, is growing very fast in North Carolina. Ours is a large state, geographically speaking, and our State Highway System includes 70,000 miles—the largest number of miles or roads of any state-maintained system in the Nation. As we develop industrially, and as our communities and economy expand, the use of our highways will increase rapidly. This means that more and more money will be needed to take care of highway maintenance and construction if we are to have the modern highways demanded of a growing and progressive state.

While our maintenance costs are increasing and needs for new construction are becoming greater, the Highway Fund is being called upon to support larger and larger appropriations for agencies other than the Highway Department. For example, we recommend for the State Probation Commission an increase for the next biennium of \$221,034, or 29.1% over estimated expenditures by this agency for 1957-59. We know from the state-wide standpoint this recommendation should be granted because, in addition to having worthwhile humanitarian results, it will help keep down the size of our Prison population and the cost of these operations.

For the same reasons we recommend an increase of \$172,186, or 31% for the Paroles Commission. This agency is doing a good and necessary job, and I urge your support of this increase.

The Prison Department, although making excellent headway toward its own support must, nevertheless, rely on funds secured from the continued use of prisoners by the Highway Department. It is generally recognized that so far as Highway matters are concerned, it would be more economical to use fewer prisoners and rely on modern machinery to get the job done. We cannot do this, however, because without the money received from the Highway Fund in payment for the labor of these prisoners, the source of support for prison operations would have to come from somewhere else. And, unless there is other worthwhile work in which prisoners could be engaged, it would be unwise, as a matter of Prison policy to take these prisoners off Highway work. In spite of the fact that Prison Enterprises are using more and more prisoners, we can use only a few hundred in industries and must still continue to assign 7,000 of them to the Highway Department at a cost of \$5.00 per day per prisoner for a total cost of \$17,570,000 for the biennium.

In the recommended budget we have not increased the number of prisoners to be assigned to the Highway Department but, of course, we have had to budget for an increased Prison population.

Another large agency supported from Highway revenues is the Department of Motor Vehicles, but this one is more directly connected with highway use. Highway Fund appropriations recommended for this Department for the next biennium amount to approximately \$17½ million, which is an increase of 9% over estimated expenditures for the present biennium. In this increase we have provided for 25 new patrolmen to partially take care of traffic growth and new duties assigned patrolmen.

In summing up the matter of appropriations from the Highway Fund, it should be pointed out that we are recommending from Highway funds for non-highway agencies (Probation, Paroles, and Prison) a total of \$26,301,623, which includes the cost of Prison labor used on the highways. As already stated, approximately \$17,500,000 is budgeted from Highway revenues for the Department of Motor Vehicles. In addition we must provide approximately \$29¾ million to the Highway Bond Debt Service Reserve and \$14 million to Reserve for State Aid to Municipalities.

The appropriations just mentioned, combined with the fact that during the present biennium Highway expenditures included a surplus of some \$8¼ million from the 1955-57 biennium, are responsible for the relative smallness of the percentage increase in funds available to the Highway Department for the next biennium. This percentage increase, as already mentioned, is only 1.1% even though State Highway revenues as a whole are estimated to increase 7.4%.

I would like to conclude the portion of this message dealing with Highway Fund appropriations by pointing out that at some point serious consideration should be given to the problem of ever-increasing amounts of Highway revenues which, under our present laws, will be necessary to support activities other than the maintenance and construction of highways.

CAPITAL IMPROVEMENTS

For General Fund agencies and institutions we recommend Capital Improvements totalling \$42,765,000, and we propose that this amount be raised by the issuance of bonds and reappropriation of the Revolving Fund which was set up in 1957. Of the total improvements recommended, slightly in excess of \$25 million is for education, and approximately \$21½ million of this amount is for higher education.

During the past eighteen months the Board of Higher Education has made a thorough and detailed study of the building needs of the three branches of the University and the other State-supported institutions of higher learning. The study, which was carried on in cooperation with the institutions themselves, enabled the Board to recommend a long-range program which would substantially take care of the building needs of all the institutions through the year 1970. The net cost of this program, as recommended by the Board, would be in excess of \$78 million. Actually, the cost would be approximately \$90 million, but an estimated \$12 million would be returned in dormitory rentals.

In our opinion the Board has, by this study, rendered an excellent service, and its members are to be commended for it. However, the Advisory Budget Commission and I concluded that the State cannot, at this time, provide for all the recommended projects.

Our Capital Improvement recommendations for the institutions of higher learning would take care of the expected large increase in college enrollment through 1963. Since it would probably be three or four years before projects provided by a bond issue could be completed, and since the heaviest period of expected increase in college enrollment will occur during the next four or five years, we feel very strongly that our recommendations constitute the minimum that the 1959 General Assembly should provide for capital improvements at our institutions of higher learning.

I would like to add to this my own recommendation that you dedicate any surplus revenues beyond your final revenue estimates which might come in during the 1959-61 biennium for the building of some of the other projects in the Board's long-range program which we have not included in our minimum needs. This would be very helpful!

Included in our total recommendations for capital improvements are projects for hospitals (primarily mental institutions), costing approximately \$8 million. These projects include a large expansion at Butner Training School, and extensive renovations at Morganton and at the State Hospitals at Raleigh and Butner.

We have also included in our recommendations the sum of \$4½ million for the planning and construction of a new Legislative Building. This project was originally recommended by the Commission on Reorganization of State Government which, during the past year, made a thorough study of the problem. The Reorganization Commission held a public hearing on the question, well publicized in advance, at which not one citizen or official raised any objection to this proposal, and indeed all who spoke favored it enthusiastically. The Commission's report recommended the figure of \$7 million for this building, but, considering the Study Commission's recommendation in connection with other needed capital improvements, we recommend an appropriation for this purpose of not less than \$4½ million.

The Advisory Budget Commission and I, along with the Commission on Reorganization of State Government, feel that now is the time to do something about this very serious problem which becomes more acute every year. It seems to me very short-sighted to continue requiring the members of the General Assembly, engaged in what is by far the most important business in the State, to work under the harassing conditions such as now exist and which are far worse than other states have to endure. It is my firm belief that if every citizen of North Carolina could come here and watch you try to do your work under these trying conditions, the overwhelming majority would say that in fairness to the public whose business you are carrying on, better facilities should be provided.

All of us strongly recommend that no change whatever be made in the present Capitol building or its grounds, but that it remain as a museum or monument to the greatness of North Carolina, its traditions and its history. I cannot express too strongly my sincere opinion that this recommendation for a Legislative Building should be approved.

The recommendation which we have included for land acquisition will put the State in a very good position so far as land needs are concerned and will give us space for further building needs for many years to come. We think the acquiring of this additional land will be a very wise move.

Time does not permit any discussion of the various other capital improvements projects recommended but, of course, each is set out in detail in the Capital Improvements Budget with which you will be working during your deliberations.

GENERAL FUND REVENUES

We would like to discuss how the appropriations which we have recommended are to be financed. As already mentioned, we are of the opinion that the Capital Improvements program should be financed by a reappropriation of the Revolving Fund and by the issuance of bonds. Appropriations for operating expenses will, however, have to come from revenues and through use of the available credit

balance. It is estimated that the available General Fund credit balance at the end of the present biennium (June 30, 1959) will be \$13,762,053, which, as you know, is far from the \$63 million credit balance appropriated by the 1957 General Assembly.

Several months ago I made a public statement to the effect that the General Assembly would probably have to levy new taxes this session in order to support necessary appropriations. That statement was made in view of economic conditions then prevailing, but fortunately our country has substantially recovered from the recession. I am happy to report that, on the basis of available economic data, it now appears that we are in for a period of favorable economic progress.

Naturally, no one can say with absolute accuracy what the future holds for our economy which is dependent on many, many factors over which most of us have no control—factors such as world markets, Federal spending, defense needs, foreign relations, etc. But, under law, the Budget Commission and I are required to make revenue recommendations and a balanced budget! We have, therefore, with the advice and counsel of the Commissioner of Revenue and the Director of Tax Research and others, felt justified in making General Fund Revenue estimates for the 1959-61 biennium which contemplates a revenue increase of 6.3%, or \$30,745,947 over the \$489,201,379 in General Fund revenues estimated for the present biennium.

This increase of \$30,745,947 in General Fund revenues will provide a total of approximately \$520,000,000 from General Fund revenues during the coming biennium. Our credit balance of approximately \$13¾ million added to the \$520,000,000 in revenues, will give us a total of approximately \$534,000,000 available for the next biennium's General Fund appropriations without making any change in our present tax laws. As already mentioned, however, the recommended General Fund appropriations are more than \$561,000,000, which means that we will need an additional \$27½ million to provide sufficient revenues to support the recommended appropriations.

It is our recommendation that the additional \$27½ million be secured by the adoption of a withholding and "pay-as-you-go" plan in connection with the State income tax. This plan, together with the increased revenues we have just mentioned, will make new taxes unnecessary and we are delighted to so announce. Except for some minor administrative changes which will not appreciably affect total revenues, we do not recommend any other changes in our tax laws, nor do we recommend any increase in existing rates. There are few states in the Union that can say this.

An article in the January 12 issue of *Newsweek* had this to say, and I quote, "Throughout the Nation hard-pressed states and local governments are getting ready to tap the public pocketbooks as probably never before." The article points out that taxes are to go up in about 34 states, including most of our Southern neighbors. In California the deficit reported in the article is \$285 million, and in New York it is \$220 million. So, you can see why I am particularly pleased to announce that our budget recommendations will not call for any additional taxes other than the change in connection with the withholding provisions.

Our Highway revenue estimates, arrived at in the same manner as General Fund estimates, will provide a biennial increase of 7.4%, or approximately \$18,500,000. In total amounts we estimate that State Highway revenues, under existing taxes, for the next biennium will be \$265,834,000 as compared with \$247,455,470 for the present biennium.

SCHOOL INCENTIVE FUND

There is an additional recommendation I would like to make in connection with the financing of our public schools. It is one which proposes to set up a State School Incentive Fund of \$10,000,000 for each year to be matched by local communities in accordance with their ability to pay. It comes not from the Advisory Budget Commission but from the Commission on Public School Finance with my support and, in my opinion, it is one of the most important of all the recommendations I make to you. It does not transfer any load from the State. It simply adds more money—State and local—to help strengthen our schools.

It is estimated that \$10 million, if made available by the State yearly, will bring forth an additional \$6½ million yearly when matched by the communities according to the formula outlined in the School Finance Report. Because of the time which will be necessary to set up the matching formula and administrative machinery for this fund, I recommend that \$10,000,000 be made available beginning in the second year of the biennium. It is my hope, of course, that the appropriation will be continued thereafter.

This total of \$10,000,000 which I strongly recommend you make available is not figured in our revenue estimates, but for this particular important development for the future of our schools, I would like to see you make the necessary appropriations. If economic conditions should improve beyond the rates originally estimated by the Advisory Budget Commission and myself, it may be possible to secure the necessary funds for this appropriation by increasing our revenue estimates. This is something that you will want to consider in the coming months. If, however, in the days ahead, economic conditions should worsen or fail to continue their improvement, I will join you in recommending the levying of sufficient taxes to provide the needed amount.

I will not repeat here the reasons already given in my previous message as to why I think this incentive approach recommended by the distinguished Commission on Public School Finance should be adopted. It is backed by staunch friends of the public schools and I understand by the professional school people in general. It is my sincere conviction that those interested in the long-range good of our schools share my belief that unless some such approach is made in North Carolina our public schools will continue to lose standing and, as you know, they are already too close to the bottom in our Nation in many financial respects.

When we add the proposed \$10 million to the amounts recommended for the higher minimum salaries and the pay for an extra week, and also include the \$6½ million to come from local communities for matching the \$10 million, it will mean that in the second year of the coming biennium there will be available to the counties to use for any items in their current expense school budgets an amount of money which, if they should choose to use entirely for teacher salary increases, could provide a percentage increase of 16.7% over amounts being paid for teacher salaries during the present biennium. And even if we were to exclude from this total the amount required for the extra week's pay, which some may reasonably point out should not be considered an increase in salary, the percentage salary increase possible in the second year of the biennium over the present biennium would still be 13.9%. Let me emphasize that the local units can spend the money for any item in their current expense school budget.

Governor's Salary. There is one additional recommendation we would like to make to you. At present the salary of the Governor is \$15,000 per year. It has not been increased since 1949, whereas, salaries, particularly those at the executive level in government and industry, have gone steadily and rapidly upward since that time. In fact, there are several positions in our State agencies or institutions which carry salaries larger than that paid the Governor. In keeping with the dignity and prestige of the Office and of the State, we recommend that, starting with the next Governor, this salary be raised from \$15,000 to \$25,000 per year. I particularly want to emphasize that this increase is recommended to begin with the next Governor, and is not to become effective during my own term of office.

Inasmuch as the term of the next Governor will begin six months before the end of the next biennium, we have included in the proposed budget recommendations the sum of \$5,000 to provide, as of January 1, 1961, for the increased salary for the six months period.

CONCLUSION

In concluding this message I should like to express my great faith in our State and my tremendous optimism about its future. North Carolina, in its traditional method of going neither too fast to the new nor staying too long with the old, is moving toward a brighter and better life for all of its people. It is my task and your task to see that not only is this progress made possible, but that it is actively encouraged. If our State is to continue its march into an enlightened future, our children must have good public schools, our colleges must be able to take care of those who can benefit from higher education, our streets and highways must be modern and up-to-date, and all our programs of development must be adequately financed. At the same time, we must make provision for our aged, for our sick, for our mentally ill, and for all others, who through no fault of their own, are unable to participate actively in the glorious progress which our State is making. Our strength is enough to carry them all if we do not stint. And we must not!

The budget figures and fiscal information presented tonight are very important and deserve your careful study and consideration. Let us remember, however, that these same figures represent more than a state balance sheet. They also represent a program by which we are able to meet genuine needs of our people. Wisely appropriated tax monies can readily be translated into needed services for all our citizens.

The Budget Commission and myself are well aware that the final decision on all these matters we have recommended is yours. We have done the best we could with a difficult task. We hope we have been of service to you in making careful analyses of the various programs. We think our recommendations adequately provide for the things we know our State believes in. We know that you will make some changes in what has been proposed, and in fact, we would not feel nearly so confident in the future of this State if we did not know that your collective wisdom would be brought to bear on all of these proposals before final decision is reached.

We are glad you are here. I want to work with you in every way possible for the good of our State.

I wish you God speed in your task.

Thank you.

Upon motion of Senator Morgan of Cleveland, the Joint Session is dissolved and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jolly: S. B. 10, a bill to amend Chapter 126 of the General Statutes, entitled "Merit System Council," to extend its application to the State Civil Defense Agency.

Referred to Committee on Appropriations.

By Senator Rose: S. B. 11, a bill to authorize the county of Wayne to construct and equip a new county building in Goldsboro, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

Referred to Committee on Finance.

By Senator Copeland: S. B. 12, a bill to reappropriate "Revolving Fund" Sums and authorize the issuance of nine million dollars in bonds of the State to provide for Capital Improvements for State Institutions and Agencies.

Referred to Committee on Appropriations.

By Senator Copeland: S. B. 13, a bill to authorize the issuance of twenty-nine million dollars of bonds of the State to provide for Capital Improvements for State Institutions and Agencies subject to a vote of the qualified voters of the State.

Referred to Committee on Appropriations.

By Senator Copeland: S. B. 14, a bill to make appropriations for the maintenance of the State's departments, bureaus, institutions, and agencies, and for other purposes.

Referred to Committee on Appropriations.

By Senator Kirkman: S. B. 15, a bill to amend and supplement "The Revenue Act," being sub-Chapter I of Chapter 105 of the General Statutes.

Referred to Committee on Finance.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

SIXTH DAY

SENATE CHAMBER,
Tuesday, February 10, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Frink for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

APPOINTMENTS

The President announces the appointment of the following standing Committees:

Committee on Appropriations: Senator Copeland, Chairman; Cooke, Vice-Chairman; Davis, Vice-Chairman; Andrews, Bason, Bell, Canipe, Crew, Currie of Moore, Folger, Forsyth, Frink, Garriss, Hamilton, Henkel, Kirkman, Medford, Monroe, Moore, Peel, Reavis, Rose, Ross, Thomas, Thomason, Yow.

Committee on Finance: Senator Kirkman, Chairman; Currie of Durham, Vice-Chairman; Alford, Vice-Chairman; Blackburn, Copeland, Duncan, Garrison, Hancock, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Mercer, Morgan of Cleveland, Morgan of Harnett, Rutledge, Shelton, Simpkins, Stikeleather, Warren, Whitley, Williams, Williamson, Winslow.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Stikeleather: S. B. 16, a bill amending General Statutes 20-38 (bb) so as to include in the definition of special mobile equipment trucks or vehicles used for fire fighting purposes.

Referred to Committee on Finance.

By Senator Williamson: S. B. 17, a bill authorizing the board of commissioners of Columbus County to extend the time for quadrennial assessment of property for taxation.

Referred to Committee on Finance.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

SEVENTH DAY

SENATE CHAMBER,

Wednesday, February 11, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Frink for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Frink, the courtesies of the floor are extended to former Senator Willie Lee Lumpkin of Franklin County.

Upon motion of Senator Alford, the courtesies of the floor are extended to former Senator C. Settle Bunn of Nash County.

Upon motion of Senator Humber, the courtesies of the lobby are extended to Judge James of Pitt County.

Upon motion of Senator Winslow, the courtesies of the lobby are extended to Mrs. William Copeland, wife of Senator Copeland of Hertford County.

Upon motion of Senator Hamilton, the courtesies of the floor are extended to former Senator E. W. Summersill of Onslow County.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to Jerry Goodman of Cabarrus County, student at North Carolina State College.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to Mrs. Eugene Simmons, wife of W. Eugene Simmons, Reading Clerk of the Senate, and Mattie Ashburn Simmons and Cynthia Brown Simmons, daughters of Mr. and Mrs. Simmons are made honorary pages of the Senate.

Upon motion of Senator Morgan of Harnett, Edward W. Summersill, III., son of former Senator E. W. Summersill of Onslow County is made an honorary page of the Senate.

Upon motion of Senator Blackburn, the courtesies of the lobby are extended to D. P. McDuffie of Vance County.

Upon motion of Senator Frink, Georgiana Atkins of Brunswick County is made an honorary page of the Senate.

REPORT OF RULES COMMITTEE

Senator Morgan of Cleveland, for the Committee on Rules, submits the following report and recommendations:

Amend Rule 28 by adding to the proper alphabetical order the following:

Higher Education
Constitution
Local Government

and renumbering numerically the Committees.

Amend Rule-30 by striking out at the end of Sentence 1 the words "shall not be limited as to membership" and inserting in lieu thereof the following:

"Committee on Constitution and the Committee on Courts and Judicial Districts shall not be limited as to membership but shall be left to the discretion of the Lieutenant Governor."

Amend Rule 29 by striking out the last paragraph and inserting in lieu thereof the following:

29½ When any Senate Committee shall sit jointly with the House Committee the Senate Committee reserves the right to vote separately from the House Committee.

Amend Rule 34 by striking out said Rule as it now appears and inserting in lieu thereof the following:

"The President of the Senate and the Principal Clerk shall appoint seventeen clerks who shall be stenographers to serve as Committee Clerks. The President of the Senate and the Principal Clerk may appoint additional clerks upon the recommendation of the Rules Committee."

Amend the present Book of Rules by omitting the quotes.

Upon motion of Senator Morgan of Cleveland, the recommendations of the Rules Committee are adopted and upon his motion the Rules of the 1957 Session, as hereby amended, are adopted as the permanent Rules of the 1959 Session.

ENROLLED BILLS

Senator Morgan of Cleveland, for the Committee on Enrolled Bills, reports the following bills and resolutions-properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 6, a joint resolution to authorize and provide for the printing of the Governor's Biennial Message to the General Assembly.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan of Harnett: S. B. 18, a bill to clarify General Statutes 105-449 relative to the exemption of gasoline used in public school transportation.

Referred to Committee on Finance.

By Senator Morgan of Cleveland: S. B. 19, a bill to create a State Legislative Building Commission and to provide for the erection of a State Legislative building.

Referred to Committee on State Government.

By Senator Morgan of Cleveland: S. B. 20, a bill to create a State Department of Water Resources.

Referred to Committee on State Government.

By Senators Yow and Frink: S. B. 21, a bill to amend Chapter 58 of the General Statutes so as to prohibit insurance companies selling fire or extended coverage insurance from refusing to sell and issue such insurance policies in all counties of the State.

Referred to Committee on Insurance.

By Senators Frink and Yow: S. B. 22, a bill to amend General Statutes 113-136, relating to the taking of clams, shrimp, fish and oysters by persons for their own personal use.

Referred to Committee on Conservation and Development.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 20, a joint resolution expressing sympathy upon the death of and honoring the memory of the Honorable Charles Wallace Tatem, former member of the House of Representatives.

Upon motion of Senator Warren, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

APPOINTMENTS

The President announces the appointment of the following standing Committees:

Committee on Agriculture: Senators Rose, Chairman; Whitley, Vice-Chairman; Thomason, Vice-Chairman; Andrews, Canipe, Currie of Moore, Davis, Duncan, Henkel, Humber, Jordan, Kirkman, Mercer, Moore, Morgan of Cleveland, Shelton, Simpkins, Stikeleather, Williamson, Winslow.

Committee on Banking: Senators Bason, Chairman; Jordan, Vice-Chairman; Bell, Crew, Currie of Durham, Davis, Duncan, Forsyth, Garriss, Henkel, Rutledge, Stikeleather, Whitley, Williamson.

Committee on Conservation and Development: Senators Henkel, Chairman; Hamilton, Vice-Chairman; Forsyth, Vice-Chairman; Canipe, Cooke, Frink, Humber, Jolly, Medford, Moore, Peel, Rose, Ross, Stikeleather, Williams, Winslow.

Committee on Constitution: Senators Currie of Durham, Chairman; Bell,

Vice-Chairman; Warren, Vice-Chairman; Alford, Blackburn, Cooke, Copeland, Crew, Davis, Forsyth, Hamilton, Humber, Jordan, Kesler, Kirkman, Lanier, Medford, Morgan of Cleveland, Reavis, Rose, Stikeleather, Thomas, Yow.

Committee on Counties, Cities and Towns: Senators Yow, Chairman; Kesler, Vice-Chairman; Alford, Andrews, Garrison, Lanier, Monroe, Peel, Ross, Williams.

Committee on Courts and Judicial Districts: Senators Bell, Chairman; Morgan of Harnett, Vice-Chairman; Blackburn, Cooke, Currie of Durham, Hamilton, Jolly, Jordan, Kirkman, Reavis, Thomas, Warren, Yow.

Committee on Education: Senators Stikeleather, Chairman; Andrews, Vice-Chairman; Bell, Crew, Davis, Garriss, Hamilton, Hancock, Jolly, Lanier, Mercer, Morgan of Harnett, Peel, Reavis, Rutledge, Thomas, Thomason, Whitley, Williamson, Winslow.

Committee on Election Laws and Senatorial Districts: Senators Williams, Chairman; Cooke, Currie of Durham, Davis, Garrison, Garriss, Kesler, Mercer, Peel, Ross, Yow.

Committee on Higher Education: Senators Kesler, Chairman; Ross, Vice-Chairman; Blackburn, Copeland, Currie of Moore, Folger, Forsyth, Humber, Jordan, Lackey, Monroe, Rose.

Committee on Insurance: Senators Frink, Chairman; Hancock, Vice-Chairman; Alford, Duncan, Folger, Forsyth, Garrison, Monroe, Morgan of Harnett, Peel, Reavis, Simpkins, Stikeleather, Thomas.

Committee on Interstate and Federal Relations: Senators Duncan, Chairman; Simpkins, Vice-Chairman; Alford, Frink, Hancock, Humber, Shelton, Thomason, Warren, Whitley.

Committee on Journal: Senators Lackey, Chairman; Williamson, Vice-Chairman; Garriss, Mercer, Moore, Rose, Winslow.

Committee on Judiciary No. 1: Senators Crew, Chairman; Mercer, Vice-Chairman; Andrews, Bell, Blackburn, Cooke, Currie of Durham, Folger, Frink, Jolly, Kesler, Thomas, Warren.

Committee on Judiciary No. 2: Senators Medford, Chairman; Peel, Vice-Chairman; Copeland, Garriss, Hamilton, Humber, Jordan, Kirkman, Morgan of Harnett, Rutledge, Williams, Yow.

Committee on Local Government: Senators Jolly, Chairman; Stikeleather, Vice-Chairman; Canipe, Copeland, Currie of Moore, Folger, Mercer, Morgan of Cleveland, Shelton, Thomas, Thomason.

Committee on Manufacturing, Labor and Commerce: Senators Garriss, Chairman; Bason, Currie of Durham, Garrison, Henkel, Lanier, Medford, Monroe, Moore, Rose, Rutledge, Simpkins, Thomas, Winslow.

Committee on Mental Institutions: Senators Whitley, Chairman; Williamson, Vice-Chairman; Alford, Blackburn, Forsyth, Jordan, Lackey, Lanier, Moore, Rose, Shelton.

Committee on Penal Institutions: Senators Lanier, Chairman; Reavis, Vice-Chairman; Folger, Frink, Hamilton, Hancock, Mercer, Monroe, Morgan of Harnett, Ross, Thomason, Williams.

Committee on Propositions and Grievances: Senators Morgan of Harnett, Chairman; Yow, Vice-Chairman; Canipe, Crew, Forsyth, Jolly, Ross, Shelton, Williamson.

Committee on Public Health: Senators Rutledge, Chairman; Duncan, Vice-Chairman; Bason, Blackburn, Henkel, Jolly, Lackey, Lanier, Monroe, Rose, Thomason.

Committee on Public Roads: Senators Moore, Chairman; Bason, Vice-Chairman; Andrews, Bell, Canipe, Cooke, Currie of Moore, Davis, Duncan, Frink, Garrison, Garriss, Reavis, Ross, Shelton, Stikeleather, Warren, Winslow, Yow.

Committee on Public Utilities: Senators Thomas, Chairman; Bell, Cooke, Crew, Davis, Forsyth, Frink, Garrison, Garriss, Jordan, Kesler, Kirkman, Winslow.

Committee on Public Welfare: Senators Currie of Moore, Chairman; Garrison, Vice-Chairman; Alford, Copeland, Duncan, Hamilton, Kesler, Morgan of Harnett, Peel, Reavis, Simpkins, Thomason, Warren.

Committee on Retirement, Employment Security: Senators Hamilton, Chairman; Monroe, Vice-Chairman; Alford, Andrews, Currie of Moore, Folger, Hancock, Medford, Moore, Morgan of Cleveland, Ross, Rutledge, Whitley, Williams, Williamson.

Committee on Salaries and Fees: Senators Shelton, Chairman; Bason, Humber, Lackey, Morgan of Harnett, Simpkins.

Committee on State Government: Senators Cooke, Chairman; Blackburn, Vice-Chairman; Bason, Bell, Crew, Henkel, Kirkman, Medford, Moore, Morgan of Cleveland, Rutledge, Warren, Williams.

Committee on University Trustees: Senators Folger, Chairman; Humber, Vice-Chairman; Alford, Andrews, Bason, Canipe, Copeland, Currie of Durham, Davis, Henkel, Kirkman, Lackey, Lanier, Medford, Morgan of Cleveland, Reavis, Rutledge, Simpkins, Whitley.

Committee on Veterans and Military Affairs: Senators Hancock, Chairman; Canipe, Vice-Chairman; Frink, Garrison, Lackey, Morgan of Cleveland, Thomason, Williams.

Committee on Wildlife: Senators Winslow, Chairman; Jolly, Vice-Chairman; Currie of Moore, Duncan, Folger, Hancock, Lackey, Mercer, Monroe, Peel, Shelton, Simpkins, Williamson.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 12 M.

EIGHTH DAY

SENATE CHAMBER,
Thursday, February 12, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. Walser H. Allen, Jr., of the Moravian Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Rev. Walser H. Allen, Jr., of Raleigh, N. C.

Upon motion of Senator Peel, the courtesies of the floor are extended to former Senator Edward L. Owens of Washington County.

Upon motion of Senator Thomas, the courtesies of the floor are extended to former Senator E. Avery Hightower of Anson County.

Upon motion of Senator Thomas, the courtesies of the lobby are extended to Charles Hamrick of Anson County.

Upon motion of Senator Copeland, leave of absence is granted to Senator Winslow for today, Thursday, February 12, 1959.

Upon motion of Senator Jolly, S. B. 10, a bill to amend Chapter 126 of the General Statutes, entitled "Merit System Council," to extend its application to the State Civil Defense Agency, is taken from the Committee on Appropriations and re-referred to the Committee on Judiciary No. 1.

ENROLLED BILLS

Senator Lackey for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 20, a joint resolution expressing sympathy upon the death of and honoring the memory of the Honorable Charles Wallace Tatem, former member of the House of Representatives.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kirkman, for the Committee on Finance:

S. B. 11, a bill to authorize the county of Wayne to construct and equip a new county building in Goldsboro, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor, with a favorable report.

Upon motion of Senator Rose, the rules are suspended and the bill is placed upon today's calendar.

S. B. 16, a bill amending General Statutes 20-38 (bb) so as to include in the definition of special mobile equipment trucks or vehicles used for fire fighting purposes, with a favorable report.

Upon motion of Senator Stikeleather, the rules are suspended and the bill is placed upon today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Jordan, Rutledge, Garrison, Simpkins, Davis, Jolly, Currie of Moore: S. B. 23, a bill to make the destruction or damaging of churches and schools a felony, to provide for the punishment thereof, and for other purposes.

Referred to Committee on Judiciary No. 2.

By Senators Blackburn, Cooke, Morgan of Cleveland: S. B. 24, a bill to re-write Chapter 146 of the General Statutes, entitled "State Lands."

Referred to Committee on State Government.

By Senator Lackey: S. R. 25, a joint resolution to authorize and provide for the printing of the Governor's biennial budget message to the General Assembly.

Upon motion of Senator Lackey, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Bell: S. R. 26, a joint resolution inviting the General Assembly to hold a session of the General Assembly in the city of Charlotte, Mecklenburg County.

Upon motion of Senator Bell, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Yow: S. B. 27, a bill to amend General Statutes 148-12, relating to the classification of prisoners.

Referred to Committee on Penal Institutions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 8, a bill relating to qualification of electors to vote in the city of Lexington, Davidson County.

Referred to Committee on Election Laws and Senatorial Districts.

H. R. 21, a joint resolution commemorating the 200th anniversary of the establishment of Hertford County.

Upon motion of Senator Copeland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 59, a bill to amend Chapter 315 of the Private Laws of 1911, as amended by Chapter 222 of the Session Laws of 1953, relating to the municipal election of the town of Carrboro.

Upon motion of Senator Lanier, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 11, a bill to authorize the county of Wayne to construct and equip a new county building in Goldsboro, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Yow—48.

S. B. 16, a bill amending General Statutes 20-38 (bb) so as to include in the definition of Special Mobile Equipment trucks or vehicles used for fire fighting purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore,

Davis, Duncan, Folger, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Yow—48.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

NINTH DAY

SENATE CHAMBER,
Friday, February 13, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham, of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 21, a joint resolution commemorating the 200th anniversary of the establishment of Hertford County.

H. B. 59, an act to amend Chapter 315 of the Private Laws of 1911, as amended by Chapter 222 of the Session Laws of 1953, relating to the municipal election of the Town of Carrboro.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Folger, Yow, Medford, Whitley, Thomas: S. R. 28, a joint resolution expressing sympathy upon the death of and honoring the memory of the Honorable R. Posey Jones, former member of the State Senate.

Upon motion of Senator Folger, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 2, a joint resolution to accept the invitation of the Tryon Palace Commission to attend the dedication and the official opening of Tryon Palace and to move the sittings of the General Assembly of one thousand nine hundred fifty-nine to New Bern, Craven County, North Carolina, for one day.

Upon motion of Senator Humber, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 13, a bill providing for an election in the Town of Canton upon the question of adopting a modified Plan "D" form of government so as to provide for a city manager, and defining his duties.

Upon motion of Senator Medford, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 11, a bill to authorize the County of Wayne to construct and equip a new county building in Goldsboro, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Blackburn, Canipe, Copeland, Currie of Durham, Currie of Moore, Davis, Folger, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Stikeleather, Thomas, Whitley, Williams, Williamson, Winslow, Yow—40.

The bill is ordered sent to the House of Representatives.

S. B. 16, a bill amending General Statutes 20-38 (bb) so as to include in the definition of Special Mobile Equipment trucks or vehicles used for fire fighting purposes.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Blackburn, Canipe, Copeland, Currie of Durham, Currie of Moore, Davis, Folger, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Stikeleather, Thomas, Whitley, Williams, Williamson, Winslow, Yow—40.

The bill is ordered sent to the House of Representatives.

Upon motion of Senator Folger, the Senate adjourns in honor of the memory of former Senator R. Posey Jones of Surry County, to meet tomorrow morning at 10:00 o'clock, at which time only Public Local Bills will be considered, and adjournment will be until Monday evening at 8:00 o'clock.

TENTH DAY

SENATE CHAMBER,
Saturday, February 14, 1959.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland, the Principal Clerk S. Ray Byerly calls Senator Medford to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Jordan for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomason, the Senate adjourns to meet Monday evening at 8:00 o'clock.

ELEVENTH DAY

SENATE CHAMBER,
Monday, February 16, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. Ben Holeman, case worker at the Methodist Home for Children, Raleigh, N. C.

Senator Frink for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senators Morgan of Cleveland and Rutledge, the courtesies of the lobby are extended to Mrs. Luther E. Barnhardt, wife of Lieutenant Governor Luther E. Barnhardt.

Upon motion of Senator Simpkins, the courtesies of the lobby are extended to Mrs. George Fuller, Jr., of Craven County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. Ben Holeman of Wake County, and Teena Holeman, Bennie Holeman and Zane Park are made honorary pages of the Senate.

Upon motion of Senator Currie, the courtesies of the lobby are extended to Mrs. J. A. Pilley of Durham County.

Upon motion of Senator Morgan, the courtesies of the lobby are extended to Mrs. John Richardson of Wake County.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to Mrs. Charles G. Reavis of Yadkin County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Rutledge: S. B. 29, a bill to amend the charter of the Board of Light and Water Commissioners of the City of Concord.

Referred to Committee on Counties, Cities and Towns.

By Senator Currie of Durham: S. B. 30, a bill to amend General Statutes 53-77.1 relating to Saturday closing of banks.

Referred to Committee on Banks and Banking.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 5, a bill to provide for a third deputy sheriff in Person County.

Referred to Committee on Local Government.

H. B. 30, a bill to amend General Statutes 9-25 so as to provide for the selection of grand juries in Greene County.

Referred to Committee on Counties, Cities and Towns.

H. B. 31, a bill to authorize the Town of Wilkesboro in Wilkes County to close Moravian Street and use the street for purposes of constructing a water supply standpipe.

Referred to Committee on Counties, Cities and Towns.

H. B. 34, a bill to amend Chapter 71 of the Private Laws of 1907 and Chapter 384 of the Private Laws of 1911 to authorize the Board of Commissioners of the City of Albemarle to adopt by reference certain recognized standard codes and to empower the Board of Commissioners to revise and codify the ordinances of the City of Albemarle and adopt such revision and re-codification by reference.

Upon motion of Senator Williams, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 39, a bill to designate the candidate of a majority political party who receives the largest number of votes in the General Election as chairman of the Board of Commissioners of Graham County.

Referred to Committee on Local Government.

H. B. 40, a bill to amend Chapter 766, Session Laws of 1957, relating to the compensation and duties of the Chairman of the Board of Commissioners of Graham County.

Referred to Committee on Salaries and Fees.

H. B. 41, a bill to amend Chapter 245, Session Laws of 1957, relating to the office of County Accountant and Tax Collector of Graham County, so as to extend the term of office of said official.

Referred to Committee on Local Government.

H. B. 42, a bill to authorize the Board of County Commissioners of Graham County to appoint and fix the salary of a County Attorney.

Referred to Committee on Salaries and Fees.

H. B. 43, a bill to authorize the sheriff of Graham County to appoint a deputy, and to authorize the Board of County Commissioners of Graham County to set the salary and to allow expenses and fees for the deputy appointed by the sheriff.

Referred to Committee on Salaries and Fees.

H. B. 44, a bill to authorize the sheriff of Graham County to employ a jailer for said County, and to authorize the board of county commissioners to set the salary and to allow fees for the jailer appointed by the sheriff.

Referred to Committee on Salaries and Fees.

H. B. 49, a bill to authorize the board of county commissioners of Chowan County to appoint the sheriff as the delinquent tax collector for Chowan County.

Referred to Committee on Counties, Cities and Towns.

H. B. 53, a bill to change from two years to four years the terms of office of the judge and prosecuting attorney of the recorders court of Martin County.

Referred to Committee on Counties, Cities and Towns.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

TWELFTH DAY

SENATE CHAMBER,
Tuesday, February 17, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to former page Jimmie Stevens of Wake County.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Vincent Bridges of Edgecombe County.

Upon motion of Senator Lanier, the courtesies of the galleries are extended to the teachers and the students of Central School of Orange County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 2, a joint resolution to accept the invitation of the Tryon Palace Commission to attend the dedication and the official opening of Tryon Palace and to move the sittings of the General Assembly of 1959 to New Bern, Craven County, North Carolina, for one day.

S. R. 25, a joint resolution to authorize and provide for the printing of the Governor's biennial budget message to the General Assembly.

S. R. 26, a joint resolution inviting the General Assembly to hold a session of the General Assembly in the City of Charlotte, Mecklenburg County.

H. B. 13, an act providing for an election in the Town of Canton upon the question of adopting a modified Plan "D" form of government so as to provide for a city manager, and defining his duties.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Thomason: S. B. 31, a bill to amend Chapter 87 of the General Statutes relating to general contractors.

Referred to Committee on Judiciary No. 1.

By Senator Winslow: S. B. 32, a bill to amend General Statutes 148-4 relating to the control and custody of prisoners.

Referred to Committee on Judiciary No. 2.

By Senator Jordan: S. B. 33, a bill authorizing the Governor and Council of State to furnish Replacement Volumes 2C and 3B of the General Statutes of North Carolina to the Justices of the Supreme Court, the Judges and Solicitors of the Superior Courts, the Supreme Court Library and other State officials and agencies.

Referred to Committee on Appropriations.

By Senators Lanier, Williams, Mercer, Jolly, Humber and Hamilton: S. B. 34, a bill to appropriate sufficient funds to provide for proper increases for the salaries of public school personnel as heretofore requested by the State Board of Education for the school terms 1959-60 and 1960-61.

Referred to Committee on Appropriations.

By Senator Copeland: S. B. 35, a bill to amend Chapter 16, Private Laws Extra Session of 1921, relating to the Charter of the Town of Winton so as to provide that the Chief of Police and other police officers be appointed by the Board of Commissioners instead of being elected by the people.

Referred to Committee on Counties, Cities and Towns.

By Senator Forsyth: S. B. 36, a bill to amend Chapter 157 of the General Statutes of North Carolina, referred to as "The Housing Authorities Law," by providing that said Chapter 157 of the General Statutes, known as "The Housing Authorities Law," shall apply to all cities and towns in Cherokee, Clay, Graham, Macon and Swain Counties having a population of five hundred or more inhabitants.

Referred to Committee on Counties, Cities and Towns.

By Senator Bason: S. B. 37, a bill to conform the laws of North Carolina to the laws of the United States in regard to the assessability of bank shares.

Referred to Committee on Banks and Banking.

By Senator Jolly: S. B. 38, a bill to provide for the continuity of local government in emergency.

Referred to Committee on Local Government.

By Senator Crew: S. B. 39, a bill to authorize the County of Halifax to lease the Halifax County Airport to the City of Roanoke Rapids.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 14, a bill adopting Replacement Volumes 2C and 3B of the General Statutes.

Referred to Committee on Judiciary No. 1.

H. B. 15, a bill relating to punishment for public drunkenness in Person County.

Referred to Committee on Local Government.

H. B. 37, a bill to amend Chapter 402 of the Session Laws of 1953, as amended, relating to the peace officers' relief fund for Martin, Washington and Tyrrell Counties.

Referred to Committee on Counties, Cities and Towns.

H. B. 47, a bill to amend General Statutes 105-392, as the same appears in the 1957 Cumulative Supplement of the General Statutes, insofar as the same applies to Chowan County.

Referred to Committee on Local Government.

H. B. 48, a bill to authorize the board of commissioners to fix the salaries and fees of all officials of Chowan County.

Referred to Committee on Salaries and Fees.

H. R. 64, a joint resolution expressing sympathy upon the death of Francis Pickens Bacon, former State Senator and member of the House of Representatives from Polk County.

Upon motion of Senator Thomason, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

THIRTEENTH DAY

SENATE CHAMBER,
Wednesday, February 18, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Copeland, the courtesies of the floor are extended to former Senator W. H. S. Burgwyn of Northampton County.

Upon motion of Senator Cooke, the courtesies of the lobby are extended to Bill Tomlin of Gaston County.

Upon motion of Senator Copeland, the courtesies of the floor are extended to former Representative J. N. Vann of Hertford County.

Upon motion of Senator Henkel, Mary McLaughlin, daughter of Representative and Mrs. John McLaughlin of Iredell County, is made an honorary page of the Senate.

COMMITTEE APPOINTMENT

The President appoints as a Committee on the Composite Picture Group, Senators Morgan of Cleveland, Chairman; Kesler and Yow.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 28, a joint resolution expressing sympathy upon the death of and honor the memory of the Honorable R. Posey Jones, former member of the State Senate.

H. R. 64, a joint resolution expressing sympathy upon the death of Francis Pickens Bacon, former State Senator and member of the House of Representatives from Polk County.

H. B. 34, an act to amend Chapter 71 of the Private Laws of 1907 and Chapter 384 of the Private Laws of 1911 to authorize the board of commissioners of the city of Albemarle to adopt by reference certain recognized standard codes and to empower the board of commissioners to revise and codify the ordinances of the city of Albemarle and adopt such revision and re-codification by reference.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 8, a bill relating to the letting of public contracts for school construction purposes in Brunswick County, with a favorable report, as amended.

S. B. 29, a bill amending the charter of the board of light and water commissioners of the city of Concord, with a favorable report.

S. B. 35, a bill amending Chapter 16, Private Laws Extra Session of 1921, relating to the charter of the town of Winton so as to provide that the chief of police and other police officers be appointed by the board of commissioners instead of being elected by the people, with a favorable report.

S. B. 36, a bill to amend Chapter 157 of the General Statutes of North Carolina, referred to as "The Housing Authorities Law," by providing that said Chapter 157 of the General Statutes, known as "The Housing Authorities Law," shall apply to all cities and towns in Cherokee, Clay, Graham, Macon and Swain Counties having a population of five hundred or more inhabitants, with a favorable report.

H. B. 30, a bill to amend General Statutes 9-25 so as to provide for the selection of grand juries in Greene County, with a favorable report.

H. B. 37, a bill to amend Chapter 402 of the Session Laws of 1953, as amended, relating to the peace officers' relief fund for Martin, Washington and Tyrrell Counties, with a favorable report.

H. B. 49, a bill to authorize the board of county commissioners of Chowan County to appoint the sheriff as the delinquent tax collector for Chowan County, with a favorable report.

H. B. 53, a bill to change from two years to four years the terms of office of the judge and prosecuting attorney of the Recorders Court of Martin County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Frink and Currie of Durham: S. B. 40, a bill to amend General Statutes 54-19, relating to loans by building and loan associations so as to permit such associations to make loans secured by shares of any such association in an amount not to exceed the withdrawable value thereof.

Referred to Committee on Insurance.

By Senator Frink: S. B. 41, a bill to repeal General Statutes 108-24, relating to the levying of county taxes for old age assistance.

Referred to Committee on Appropriations.

By Senator Frink: S. B. 42, a bill to repeal General Statutes 108-53, relating to the levying of county taxes for aid to dependent children.

Referred to Committee on Appropriations.

By Senator Cooke: S. B. 43, a bill to amend the laws relating to the power of building and loan associations to borrow money.

Referred to Committee on Judiciary No. 1.

By Senator Thomas: S. B. 44, a bill to amend General Statutes 60-84 and General Statutes 60-87, relating to company police.

Referred to Committee on Public Utilities.

By Senator Thomas: S. B. 45, a bill to amend Chapter 62 of the General Statutes relating to public utilities.

Referred to Committee on Public Utilities.

By Senator Jordan: S. B. 46, a bill to amend General Statutes 15-217, relating to post-conviction proceedings, so as to provide that such proceeding shall be commenced in the county in which the conviction took place.

Referred to Committee on Judiciary No. 2.

By Senator Hancock: S. R. 47, a joint resolution providing for a Joint Session of the Senate and House of Representatives and inviting Honorable Preston J. Moore, National Commander of the American Legion, to address the Joint Session.

Referred to Committee on Veterans and Military Affairs.

By Senator Davis: S. B. 48, a bill authorizing and empowering the board of commissioners of Forsyth County to construct water and sewer lines from the corporate limits of the city of Winston-Salem to unincorporated communities or locations in rural Forsyth County and for other purposes.

Referred to Committee on Public Utilities.

Upon motion of Senator Hancock, the Senate adjourns in honor of the memory of Chief Justice William Devin of Granville County, to meet tomorrow at 12 M.

FOURTEENTH DAY

SENATE CHAMBER,
Thursday, February 19, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Henkel, the courtesies of the lobby are extended to J. D. Hendricks of Iredell County.

Upon motion of Senator Copeland, the courtesies of the floor are extended to former Senator Cameron Weeks of Edgecombe, and the courtesies of the lobby to Mrs. Cameron Weeks, wife of former Senator Weeks.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to William C. Lewis of Wake County.

Upon motion of Senator Mercer, the courtesies of the lobby are extended to Rev. B. J. Howard of Orange County.

Upon motion of Senator Rose, the courtesies of the lobby are extended to Mrs. Peggy Blalock and Mrs. Byrd of Harnett County.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Mrs. Eugene Simmons, wife of the Reading Clerk Eugene Simmons of Edgecombe County and to Mrs. Lunsford Crew, wife of Senator Crew of Halifax County.

Upon motion of Senator Cooke, the courtesies of the floor are extended to Judge Walter Crissman, former Representative of Guilford County.

Upon motion of Senator Thomas, S. B. 48, a bill authorizing and empowering the board of commissioners of Forsyth County to construct water and sewer lines from the corporate limits of the city of Winston-Salem to unincorporated communities or locations in rural Forsyth County and for other purposes, is taken from the Committee on Public Utilities and re-referred to the Committee on Counties, Cities and Towns.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 10, a bill to amend Chapter 126 of the General Statutes, entitled "Merit System Council," to extend its application to the State Civil Defense Agency, with a favorable report.

S. B. 39, a bill to authorize the county of Halifax to lease the Halifax County Airport to the city of Roanoke Rapids, with a favorable report.

H. B. 14, a bill adopting Replacement Volumes 2C and 3B of the General Statutes, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 46, a bill to amend General Statutes 15-217, relating to post-conviction proceedings, so as to provide that such proceeding shall be commenced in the county in which the conviction took place, with a favorable report.

By Senator Jolly, for the Committee on Local Government:

H. B. 5, a bill to provide for a third deputy sheriff in Person County, with a favorable report.

H. B. 15, a bill relating to punishment for public drunkenness in Person County, with a favorable report.

H. B. 39, a bill to designate the candidate of a majority political party who receives the largest number of votes in the General Election as chairman of the board of commissioners of Graham County, with a favorable report.

H. B. 41, a bill to amend Chapter 245, Session Laws of 1957, relating to the office of county accountant and tax collector of Graham County, so as to extend the term of office of said official, with a favorable report.

H. B. 47, a bill to amend General Statutes 105-392, as the same appears in the 1957 Cumulative Supplement of the General Statutes, insofar as the same applies to Chowan County, with a favorable report.

S. B. 38, a bill to provide for the continuity of local government in emergency, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Mercer and Yow: S. R. 49, a joint resolution of respect to the memory of the Honorable Rivers Dunn Johnson (1885-1958).

Upon motion of Senator Yow, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Garrison: S. R. 50, a joint resolution authorizing and requesting the Governor of North Carolina to issue a proclamation designating October 31 of each year as Youth Honor Day.

Referred to Committee on Rules.

By Senator Cooke: S. B. 51, a bill to amend General Statutes 7-103, relating to the jurisdiction of the Gaston County Domestic Relations and Juvenile Court.

Referred to Committee on Courts and Judicial Districts.

By Senator Yow: S. B. 52, a bill authorizing the city of Wilmington to acquire, construct, improve, enlarge, extend and equip properties relating to the port facilities of the city, to lease said properties to public or private interests and to issue revenue bonds of the city therefor pursuant to the Revenue Bond Act of 1938.

Referred to Committee on Finance.

By Senator Blackburn: S. B. 53, a bill to amend General Statutes 97-27 to provide for examination for injured employees to be paid for by employers or the Industrial Commission.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 54, a bill to make all the provisions of the Alcoholic Beverage Control Act of 1937, as amended, applicable to Halifax County.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 17, a bill authorizing the President of Western Carolina College to appoint law enforcement officers for duty on the campus of said institution.

Referred to Committee on Judiciary No. 2.

H. B. 18, a bill amending General Statutes 115-169 as the same relates to Jackson County, fixing the punishment for violation of the compulsory attendance school law.

Referred to Committee on Education.

H. B. 19, a bill amending General Statutes 115-19 insofar as the same relates to Jackson County, and repealing Chapter 490, Session Laws of 1953, relating to the nomination of members of the Jackson County Board of Education.

Referred to Committee on Education.

H. B. 29, a bill to amend sub-Section 9 of Section 153-9 of the General Statutes as to the authority of the board of commissioners for the county of Caldwell to designate sites for county buildings, and to validate any and all action heretofore taken by said board of commissioners within the authority granted by this amendment.

Referred to Committee on Counties, Cities and Towns.

H. B. 36, a bill to provide for election of the Halifax County Commissioners from the body of the county by repealing a local act dividing the county of Halifax into five county commissioner districts.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 87, a bill authorizing the transfer of surplus school bond funds of Kinston Graded School District to the Current Expense Fund of the Kinston City Administrative Unit.

Upon motion of Senator Simpkins, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 93, a bill to permit residents of the Carrboro School Attendance Area to be candidates and voters in the 1959 election for members of the Chapel Hill City Board of Education.

Upon motion of Senator Lanier, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 104, a joint resolution honoring the memory of William A. Devin, former Chief Justice of North Carolina.

Upon motion of Senator Hancock, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 29, a bill amending the charter of the board of light and water commissioners of the city of Concord.

Upon motion of Senator Rutledge, the bill is re-referred to the Committee on Counties, Cities and Towns.

S. B. 36, a bill to amend Chapter 157 of the General Statutes of North Carolina, referred to as "The Housing Authorities Law," by providing that said Chapter 157 of the General Statutes, known as "The Housing Authorities Law," shall apply to all cities and towns in Cherokee, Clay, Graham, Macon and Swain Counties having a population of five hundred or more inhabitants, upon second reading.

The bill passes its second reading by a roll call vote, ayes 50, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—50.

H. B. 37, a bill to amend Chapter 402 of the Session Laws of 1953, as amended, relating to the peace officers' relief fund for Martin, Washington and Tyrrell Counties.

Upon motion of Senator Peel, action on the bill is postponed until Wednesday, February 25, 1959.

S. B. 8, a bill relating to the letting of public contracts for school construction purposes in Brunswick County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 35, a bill amending Chapter 16, Private Laws, Extra Session of 1921, relating to the charter of the town of Winton so as to provide that the chief of police and other police officers be appointed by the board of commissioners instead of being elected by the people.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 30, a bill to amend General Statutes 9-25 so as to provide for the selection of grand juries in Greene County.

Passes its second and third readings and is ordered enrolled.

H. B. 49, a bill to authorize the board of county commissioners of Chowan County to appoint the sheriff as the delinquent tax collector for Chowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 53, a bill to change from two years to four years the terms of office of the judge and prosecuting attorney of the recorders court of Martin County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Mercer, the Senate adjourns in honor of the memory of former State Senator Rivers Dunn Johnson, Jr., of Wayne County, to meet tomorrow morning at 10 o'clock.

FIFTEENTH DAY

SENATE CHAMBER,
Friday, February 20, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Garland Midgett of Wake County.

APPOINTMENTS

The President appoints as a Committee to attend the funeral of Senator Adam Whitley's brother, Senators Rose, Morgan of Harnett, Hancock, Jordan, Mercer and Shelton.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 104, a joint resolution honoring the memory of William A. Devin, former Chief Justice of North Carolina.

S. B. 11, an act to authorize the County of Wayne to construct and equip a new county building in Goldsboro, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

H. B. 30, an act to amend General Statutes 9-25 so as to provide for the selection of grand juries in Greene County.

H. B. 49, an act to authorize the Board of County Commissioners of Chowan County to appoint the sheriff as the delinquent tax collector for Chowan County.

H. B. 53, an act to change from two years to four years the terms of office of the judge and the prosecuting attorney of the recorders court of Martin County.

H. B. 87, an act authorizing the transfer of surplus school bond funds of Kinston Graded School District to the current expense fund of the Kinston City Administrative Unit.

H. B. 93, an act to permit residents of the Carrboro School Attendance Area to be candidates and voters in the 1959 election of members of the Chapel Hill City Board of Education.

S. R. 49, a joint resolution of respect to the memory of the Honorable Rivers Dunn Johnson (1885-1958).

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 8, a bill relating to the letting of public contracts for school construction purposes in Brunswick County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar as follows:

By Senator Copeland, for the Committee on Appropriations:

S. B. 6, a bill to authorize the expenditure of certain surplus funds of Wayne County for the purpose of building a new office building, purchasing a new office building, purchasing the land for new office buildings and equipping new office buildings, with a favorable report.

Upon motion of Senator Rose, the bill is placed upon today's Calendar.

By Senator Kirkman, for the Committee on Finance:

S. B. 7, a bill to authorize the County Commissioners of Wayne County to turn into the General Fund all taxes collected for the year 1955 and all prior years, with a favorable report.

Upon motion of Senator Rose, the bill is placed upon today's Calendar.

By Senator Hancock, for the Committee on Veterans and Military Affairs:

S. R. 47, a joint resolution providing for a joint session of the Senate and House of Representatives and inviting Honorable Preston J. Moore, National Commander of the American Legion, to address the joint session, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Cooke and Morgan of Cleveland:

S. B. 55, a bill to reduce the membership of the Utilities Commission from five to three, to fix the compensation and retirement benefits of members of the Commission, and to provide for the assignment of retired Commissioners to emergency duty on the Commission.

Referred to Committee on State Government.

By Senators Cooke and Morgan of Cleveland:

S. B. 56, a bill concerning the assignment of an Assistant Attorney General to the Utilities Commission.

Referred to Committee on State Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 22, a bill to abolish the State Planning Board.

Referred to Committee on State Government.

H. B. 27, a bill to abolish the Carolina-Virginia Turnpike Authority and the North Carolina Turnpike Authority.

Referred to Committee on State Government.

H. B. 50, a bill relative to the election and tenure of office of the members of the Board of Aldermen of the town of Rockwell, and providing for the Board of Aldermen to elect one of its members Mayor and one Mayor pro tem.

Upon motion of Senator Kesler, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 88, a bill to amend Chapter 513, Session Laws of 1949, relating to primary elections in the town of East Spencer.

Upon motion of Senator Kesler, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 36, a bill to amend Chapter 157 of the General Statutes of North Carolina, referred to as "The Housing Authorities Law," by providing that said Chapter 157 of the General Statutes, known as "The Housing Authorities Law," shall apply to all cities and towns in Cherokee, Clay, Graham, Macon and Swain Counties having a population of five hundred or more inhabitants, upon its third reading.

Passes its third reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomason, Williams, Yow—38.

The bill is ordered sent to the House of Representatives.

S. B. 39, a bill to authorize the County of Halifax to lease the Halifax County Airport to the City of Roanoke Rapids.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 5, a bill to provide for a third deputy sheriff in Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 15, a bill relating to punishment for public drunkenness in Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 39, a bill to designate the candidate of a majority political party who receives the largest number of votes in the General Election as chairman of the board of commissioners of Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 41, a bill to amend Chapter 245, Session Laws of 1957, relating to the office of county accountant and tax collector of Graham County, so as to extend the term of office of said official.

Passes its second and third readings and is ordered enrolled.

H. B. 47, a bill to amend General Statutes 105-392, as the same appears in the 1957 Cumulative Supplement of the General Statutes, insofar as the same applies to Chowan County.

Passes its second and third readings and is ordered enrolled.

S. B. 6, a bill to authorize the expenditure of certain surplus funds of Wayne County for the purpose of building a new office building, purchasing a new office building, purchasing the land for new office buildings and equipping new office buildings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 7, a bill to authorize the county commissioners of Wayne County to turn into the General Fund all taxes collected for the year 1955 and all prior years.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 10, a bill to amend Chapter 126 of the General Statutes, entitled "Merit System Council," to extend its application to the State Civil Defense Agency.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 38, a bill to provide for the continuity of local government in emergency.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 46, a bill to amend General Statutes 15-217, relating to post-conviction proceedings, so as to provide that such proceeding shall be commenced in the county in which the conviction took place.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 14, a bill adopting Replacement Volumes 2C and 3B of the General Statutes.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday night at 8 o'clock.

SIXTEENTH DAY

SENATE CHAMBER,

Saturday, February 21, 1959.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lanier for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomason, the Senate adjourns to meet Monday evening at 8 o'clock.

SEVENTEENTH DAY

SENATE CHAMBER,
Monday, February 23, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Alford for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Copeland, the courtesies of the lobby are extended to Mrs. Emmett Winslow, wife of Senator Winslow of Perquimans County.

Upon motion of Senator Currie of Moore, the courtesies of the lobby are extended to Mr. and Mrs. Ernest Ruth, father and mother of the Chief Page Joe Sam Ruth of Randolph County.

Upon motion of Senator Winslow, the courtesies of the lobby are extended to Mrs. William Copeland, wife of Senator Copeland of Hertford County.

Upon motion of Senator Stikeleather, the courtesies of the lobby are extended to Mr. and Mrs. G. C. Pickard of Buncombe County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Robert Deyton of Wake County.

Upon motion of Senator Williams, the courtesies of the lobby are extended to Geddie Strickland of Stanly County.

Upon motion of Senator Andrews, the courtesies of the lobby are extended to Mrs. Lacey Austin and Mrs. Poindexter of Chatham County.

Upon motion of Senator Jordan, the courtesies of the floor are extended to Justice Carlisle Higgins of the Supreme Court.

Upon motion of Senator Yow, the courtesies of the lobby are extended to Mrs. S. Bunn Frink, wife of Senator Frink of Brunswick County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to six students in Government at St. Augustine's College, Raleigh, N. C.

Upon motion of Senator Morgan of Cleveland, the courtesies of the lobby are extended to C. C. Horne, A. A. Powell, Rome Davis and Mr. and Mrs. Jim Horne of Cleveland County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan of Cleveland:

S. B. 57, a bill to provide for an election on the question of increasing the terms of office for the mayor and board of commissioners of the city of Kings Mountain.

Referred to Committee on Local Government.

By Senator Hancock:

S. B. 58, a bill to authorize the Board of County Commissioners of Granville County to pay additional fees to rabies inspectors.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 72, a bill to amend Chapter 411 of the Session Laws of 1957 being the Charter of the Town of St. Pauls in Robeson County.

Referred to Committee on Counties, Cities and Towns.

H. B. 81, a bill to appropriate from the Contingency and Emergency Fund the sum of \$305,510 to the State Hospital at Goldsboro to cover a deficit in operating expenses for the fiscal year 1958-59.

Referred to Committee on Appropriations.

H. B. 96, a bill to amend the charter of the city of Lexington by striking out the words "Board of Commissioners" or "Commissioners" wherever they are found and substituting the words "City Council" and "Councilmen" respectively.

Referred to Committee on Local Government.

H. B. 97, a bill to amend Section 7 of Chapter 22 of the Private Laws of 1935 relating to jurisdiction of the Lexington Utilities Commission over city owned property.

Referred to Committee on Local Government.

H. B. 102, a bill to provide the form of financial statements of the city of Charlotte required under the provisions of General Statutes 160-383

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 47, a joint resolution providing for a joint session of the Senate and House of Representatives and inviting Honorable Preston J. Moore, National Commander of the American Legion, to address the joint session.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Hamilton, the Senate adjourns out of respect for and in honor of the memory of our first President, General George Washington, to meet tomorrow at 12 M.

EIGHTEENTH DAY

SENATE CHAMBER,

Tuesday, February 24, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Bason, the courtesies of the floor are extended to former Senator Clarence Stone of Rockingham County.

Upon motion of Senator Cooke, the courtesies of the lobby are extended to Henry Fowler, Jr., of Gaston County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Mr. and Mrs. Roy Phipps of Nash County, and Roy Mangum Phipps, Jr., and Gene Gardy Phipps, sons of Mr. and Mrs. Phipps, are made honorary pages of the Senate.

Upon motion of Senator Garrison, the courtesies of the lobby are extended to K. B. Nixon of Lincoln County.

Upon motion of Senator Morgan of Cleveland, 200 additional copies of S. B. 20, a bill to create a State Department of Water Resources, are ordered reprinted.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 6, an act to authorize the expenditure of certain surplus funds of Wayne County for the purpose of building a new office building, purchasing a new office building, purchasing the land for new office buildings and equipping new office buildings.

H. B. 5, an act to provide for a third deputy sheriff in Person County.

H. B. 14, an act adopting replacement volumes 2C and 3B of the General Statutes.

H. B. 15, an act relating to punishment for public drunkenness in Person County.

H. B. 39, an act to designate the candidate of a majority political party who receives the largest number of votes in the General Election as chairman of the board of commissioners of Graham County.

H. B. 41, an act to amend Chapter 245, Session Laws of 1957, relating to the office of county accountant and tax collector of Graham County, so as to extend the term of office of said official.

H. B. 47, an act to amend General Statutes 105-392, as the same appears in the 1957 Cumulative Supplement of the General Statutes, insofar as the same applies to Chowan County.

H. B. 50, an act relative to the election and tenure of office of the members of the board of aldermen of the town of Rockwell, and providing for the board of aldermen to elect one of its members mayor and one mayor pro tem.

H. B. 88, an act to amend Chapter 513, Session Laws of 1949, relating to primary elections in the town of East Spencer.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew:

S. B. 59, a bill to amend Chapter 1041 of the Session Laws of 1949, relating to the Halifax County Law Enforcement Officers' Relief Act.

Referred to Committee on Judiciary No. 1.

By Senator Crew:

S. B. 60, a bill to authorize the board of county commissioners of Halifax County to levy a tax upon the property of Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated," a non-profit, charitable organization.

Referred to Committee on Finance.

By Senators Garriss, Currie of Moore and Currie of Durham:

S. B. 61, a bill to amend Chapter 47 of the General Statutes, relating to plats and subdivisions and land surveys and recording the same.

Referred to Committee on Judiciary No. 2.

By Senators Garriss, Currie of Durham and Currie of Moore:

S. B. 62, a bill to repeal Article 6 of Chapter 81 of the General Statutes, relating to the testing of surveyors' instruments and preservation of Meridian monuments.

Referred to Committee on Judiciary No. 2.

By Senators Garriss, Currie of Durham and Currie of Moore:

S. B. 63, a bill to amend General Statutes 39-32.1, relating to control corners in real estate developments.

Referred to Committee on Judiciary No. 2.

By Senators Garriss, Currie of Durham and Currie of Moore:

S. B. 64, a bill to amend Chapter 89 of the General Statutes, relating to the registration and practice of land surveyors.

Referred to Committee on Judiciary No. 2.

By Senators Garriss, Currie of Moore and Currie of Durham:

S. B. 65, a bill to amend Chapter 154 of the General Statutes, relating to county surveyors.

Referred to Committee on Judiciary No. 2.

By Senators Garriss, Currie of Durham and Currie of Moore:

S. B. 66, a bill to amend Chapter 102 of the General Statutes, relating to land surveys and affecting the official survey base of this State.

Referred to Committee on Conservation and Development.

By Senator Currie of Durham:

S. B. 67, a bill to amend General Statutes 54-1, relating to the application of the terms "building and loan association," "building association," and "savings and loan association."

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 28, a bill to authorize the county of Caldwell to construct and equip a new county building near the city of Lenoir, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

Referred to Committee on Finance.

H. B. 32, a bill to authorize the board of county commissioners of Wilkes County to levy a special tax for the purpose of defraying the cost of revaluation and reassessment of real property in said county.

Referred to Committee on Finance.

S. B. 16, a bill amending General Statutes 20-38 (bb) so as to include in the definition of Special Mobile Equipment trucks or vehicles used for fire fighting purposes, for concurrence in the House amendment.

Upon motion of Senator Stikeleather, the Senate concurs in the House amendment and the bill is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

NINETEENTH DAY

SENATE CHAMBER,

Wednesday, February 25, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. B. Daniel Sapp, Rector of Christ Episcopal Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomas, the courtesies of the galleries are extended to the teachers and students of the third grade of Marshville School in Union County.

Upon motion of Senator Mercer, the courtesies of the galleries are extended to Scoutmaster J. D. Hatcher and Boy Scout Troop 34 of Mount Olive in Wayne County.

Upon motion of Senator Winslow, the courtesies of the floor are extended to former Senator Lorimer Midgette of Pasquotank County.

Upon motion of Senator Yow, the courtesies of the lobby are extended to Mr. Oliver Carter of New Hanover County and James Oliver Carter, Jr. is made an honorary page of the Senate.

Upon motion of Senator Frink, the courtesies of the floor are extended to former Senator Edward Clark of Bladen County.

Upon motion of Senator Thomas, the courtesies of the floor are extended to former Senator James Mason of Scotland County.

Upon motion of Senator Humber, the courtesies of the floor are extended to Mr. Jasper Smith and Bobby Smith of Pitt County.

Upon motion of Senator Monroe, the courtesies of the floor are extended to former Senator Edwin Pate of Scotland County.

Upon motion of Senator Mercer, the courtesies of the floor are extended to former Senator Mitchell Britt of Duplin County.

Upon motion of Senator Hamilton, one thousand (1000) copies of the report of the General Statutes Commission on revision of the laws relating to intestacy are ordered printed.

Upon motion of Senator Williamson, S. B. 17, a bill authorizing the board of commissioners of Columbus County to extend the time for quadrennial assessment of property for taxation, is taken from the Committee on Finance and placed upon today's Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 29, a bill amending the charter of the board of light and water commissioners of the city of Concord, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 48, a bill authorizing and empowering the board of commissioners of Forsyth County to construct water and sewer lines from the corporate limits of the city of Winston-Salem to unincorporated communities or locations in rural Forsyth County and for other purposes, with a favorable report.

H. B. 29, a bill to amend sub-Section 9 of Section 153-9 of the General Statutes as to the authority of the board of commissioners for the county of Caldwell to designate sites for county buildings, and to validate any and all action heretofore taken by said board of commissioners within the authority granted by this amendment, with a favorable report.

H. B. 31, a bill to authorize the town of Wilkesboro in Wilkes County to close Moravian Street and use the street for purposes of constructing a water supply standpipe, with a favorable report.

H. B. 72, a bill to amend Chapter 411 of the Session Laws of 1957 being the charter of the town of St. Pauls in Robeson County, with a favorable report.

H. B. 102, a bill to provide the form of financial statements of the city of Charlotte required under the provisions of General Statutes 160-383, with a favorable report.

By Senator Rutledge, for the Committee on Public Health:

S. B. 5, a bill to amend Chapter 130 of the General Statutes so as to require the vaccination of young children against Poliomyelitis (Infantile Paralysis), with a favorable report, as amended.

Upon motion of Senator Rutledge, the bill is re-referred to Committee on Appropriations.

By Senator Cooke, for the Committee on State Government:

S. B. 56, a bill concerning the assignment of an Assistant Attorney General to the Utilities Commission, with a favorable report.

H. B. 22, a bill to abolish the State Planning Board, with a favorable report.

H. B. 27, a bill to abolish the Carolina-Virginia Turnpike Authority, with a favorable report.

By Senator Bason, for the Committee on Banking:

S. B. 30, a bill to amend General Statutes 53-77.1, relating to Saturday closing of banks, with a favorable report.

S. B. 37, a bill to conform the laws of North Carolina to the laws of the United States in regard to the assessability of bank shares, with a favorable report.

By Senator Lanier, for the Committee on Penal Institutions:

S. B. 27, a bill to amend General Statutes 148-12, relating to the classification of prisoners, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Williams: S. R. 68, a joint resolution providing for the appointment of a committee to make a study of the question of whether this General

Assembly shall adopt a plan to encourage the use of voting machines by the counties, as well as a plan to assist the counties in the purchase or rental of voting machines in our primaries and elections.

Referred to Committee on Election Laws.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 138, a bill rewriting Section 6 of Chapter 219, Private Laws of 1911 as amended by Chapter 46, Private Laws of 1915, and rewritten by Chapter 36, Private Laws of 1933, relating to the election of commissioners of the town of Smithfield in Johnston County.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 17, a bill authorizing the board of commissioners of Columbus County to extend the time for quadrennial assessment of property for taxation.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 37, a bill to amend Chapter 402 of the Session Laws of 1953, as amended, relating to the peace officers' relief fund for Martin, Washington and Tyrrell Counties, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garrison, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

TWENTIETH DAY

SENATE CHAMBER,
Thursday, February 26, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Mr. Melvin G. Cording, Elder in the Presbyterian Church and Mayor of Wallace, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Currie of Durham, the courtesies of the galleries are extended to the teachers and the students of the ninth grade Civics class of the E. K. Powe School of Durham County.

Upon motion of Senator Warren, the courtesies of the lobby are extended to Jack Willis and Jack Burroughs of Beaufort County.

Upon motion of Senator Canipe, the courtesies of the lobby are extended to Z. O. Ponder of Madison County.

Upon motion of Senator Mercer, the courtesies of the lobby are extended to Melvin G. Cording of Duplin County.

Upon motion of Senator Canipe, the courtesies of the lobby are extended to George Green of Mitchell County and Nathan Yelton of Wake County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to the teachers and the students of the Josephus Daniels Junior High School of Wake County.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Thurman Briggs of Montgomery County.

Upon motion of Senator Henkel, S. B. 66, a bill to amend Chapter 102 of the General Statutes relating to land surveys and affecting the official survey base of this State, is taken from the Committee on Conservation and Development and re-referred to the Committee on Judiciary No. 2.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 47, a joint resolution providing for a Joint Session of the Senate and House of Representatives and inviting Honorable Preston J. Moore, National Commander of the American Legion, to address the Joint Session.

S. B. 16, an act amending General Statutes 20-38 (bb) so as to include in the definition of special mobile equipment trucks or vehicles used for fire fighting purposes.

S. B. 35, an act amending Chapter 16, Private Laws, Extra Session of 1921, relating to the charter of the town of Winton so as to provide that the chief of police and other police officers be appointed by the board of commissioners instead of being elected by the people.

S. B. 46, an act to amend General Statutes 15-217, relating to post-conviction proceedings, so as to provide that such proceeding shall be commenced in the county in which the conviction took place.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Thomas, for the Committee on Public Utilities:

S. B. 44, a bill to amend General Statutes 60-84 and General Statutes 60-87, relating to company police, with a favorable report.

S. B. 45, a bill to amend Chapter 62 of the General Statutes, relating to public utilities, with a favorable report, as amended.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 43, a bill to amend the laws relating to the power of building and loan associations to borrow money, with a favorable report.

S. B. 54, a bill to make all the provisions of the Alcoholic Beverage Control Act of 1937, as amended, applicable to Halifax County, with a favorable report, as amended.

S. B. 59, a bill to amend Chapter 1041 of the Session Laws of 1949, relating to the Halifax County Law Enforcement Officers' Relief Act, with a favorable report.

By Senator Kirkman, for the Committee on Finance:

S. B. 52, a bill authorizing the city of Wilmington to acquire, construct, improve, enlarge, extend and equip properties relating to the port facilities of the city, to lease said properties to public or private interests and to issue revenue bonds of the city therefor pursuant to the Revenue Bond Act of 1938, with a favorable report.

By Senator Williams, for the Committee on Election Laws and Senatorial Districts:

S. R. 68, a resolution providing for the appointment of a Committee to make a study of the question of whether this General Assembly shall adopt a plan to encourage the use of voting machines by the counties, as well as a plan to assist the counties in the purchase or rental of voting machines in our primaries and elections, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 40, a bill to amend Chapter 766, Session Laws of 1957, relating to the compensation and duties of the chairman of the board of commissioners of Graham County, with a favorable report.

H. B. 42, a bill to authorize the board of county commissioners of Graham County to appoint and fix the salary of a county attorney, with a favorable report.

H. B. 43, a bill to authorize the sheriff of Graham County to appoint a deputy, and to authorize the board of county commissioners of Graham County to set the salary and to allow expenses and fees for the deputy appointed by the sheriff, with a favorable report.

H. B. 44, a bill to authorize the sheriff of Graham County to employ a jailer for said county, and to authorize the board of county commissioners to set the salary and to allow fees for the jailer appointed by the sheriff, with a favorable report.

H. B. 48, a bill to authorize the board of county commissioners to fix the salaries and fees of all officials of Chowan County, with a favorable report, as amended.

By Senator Copeland, for the Committee on Appropriations:

H. B. 81, a bill to appropriate from the Contingency and Emergency Fund the sum of \$305,510 to the State Hospital at Goldsboro to cover deficit in operating expenses for the fiscal year 1958-59, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Shelton, S. B. 69, a bill to amend Chapter 524 of the Session Laws of 1957, relating to obstructions in streams and rivers as the same relates to Edgecombe County.

Referred to Committee on Local Government.

By Senator Shelton: S. B. 70, a bill to amend Chapter 278 of the Session Laws of 1957, relating to the town of Conetoe in Edgecombe County.

Referred to Committee on Local Government.

By Senator Hamilton: S. B. 71, a bill to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the payment of extended benefits under certain emergency conditions; to define agricultural labor and partial weekly benefit; to include as a part of the Unemployment Trust Fund of this State certain moneys being received under the provisions of the Reed Act under Title IX of the Social Security Act, as amended; and to further clarify certain provisions of said Chapter.

Referred to Committee on Retirement-Employment Security.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 56, a bill authorizing the police officers of the town of Seaboard in Northampton County to exercise their powers as such officers within a radius of three miles in all directions from the corporate limits in the said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 63, a bill to amend General Statutes 122-98, relating to special police officers at the Camp Butner hospital site.

Referred to Committee on Mental Institutions.

H. B. 70, a bill amending General Statutes 47-95 relative to acknowledgments taken by notaries interested as trustee or holding other office.

Referred to Committee on Judiciary No. 1.

H. B. 89, a bill to authorize the town of Forest City and the Rutherford County Board of Education to enter into a contract with respect to providing certain recreation facilities.

Referred to Committee on Counties, Cities and Towns.

H. B. 94, a bill to provide for the appointment of a clerk of the mayor's court of the town of Farmville in Pitt County.

Referred to Committee on Local Government.

H. B. 101, a bill to amend General Statutes 20-24, relating to the notation of convictions entered on driver's license.

Referred to Committee on Judiciary No. 1.

H. B. 108, a bill granting power and authority to the governing body of the city of Washington to provide by ordinance regulations for the use of vehicles of municipally owned off-street parking facilities, and of off-street publicly owned parks and grounds occupied by public buildings, the use by vehicles of privately owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 37, a bill to amend Chapter 402 of the Session Laws of 1953, as amended, relating to the peace officers' relief fund for Martin, Washington and Tyrrell Counties, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—47.

The bill is ordered enrolled.

S. B. 29, a bill amending the charter of the board of light and water commissioners of the city of Concord.

Upon motion of Senator Rutledge, the substitute bill is adopted, constituting the first reading of the bill and the bill remains upon the Calendar for its second roll call reading.

S. B. 48, a bill authorizing and empowering the board of commissioners of Forsyth County to construct water and sewer lines from the corporate limits of the city of Winston-Salem to unincorporated communities or locations in rural Forsyth County and for other purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 29, a bill to amend sub-Section 9 of Section 153-9 of the General Statutes as to the authority of the board of commissioners for the county of Caldwell to designate sites for county buildings, and to validate any and all action heretofore taken by said board of commissioners within the authority granted by this amendment.

Passes its second and third readings and is ordered enrolled.

H. B. 31, a bill to authorize the town of Wilkesboro in Wilkes County to close Moravian Street and use the street for purposes of constructing a water supply standpipe.

Passes its second and third readings and is ordered enrolled.

H. B. 721, a bill to amend Chapter 411 of the Session Laws of 1957 being the charter of the town of St. Pauls in Robeson County.

Passes its second and third readings and is ordered enrolled.

H. B. 102, a bill to provide the form of financial statements of the city of Charlotte required under the provisions of General Statutes 160-383.

Passes its second and third readings and is ordered enrolled.

S. B. 27, a bill to amend General Statutes 148-12, relating to the classification of prisoners.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 30, a bill to amend General Statutes 53-77.1, relating to Saturday closing of banks.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 37, a bill to conform the laws of North Carolina to the laws of the United States in regard to the assessability of bank shares.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 56, a bill concerning the assignment of an Assistant Attorney General to the Utilities Commission.

Upon motion of Senator Lanier, action on the bill is postponed until March 12, 1959.

H. B. 22, a bill to abolish the State Planning Board.

Passes its second and third readings and is ordered enrolled.

H. B. 27, a bill to abolish the Carolina-Virginia Turnpike Authority and the North Carolina Turnpike Authority.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 10 o'clock.

TWENTY-FIRST DAY

SENATE CHAMBER,

Friday, February 27, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to Mrs. Archie Davis, wife of Senator Davis of Forsyth County, and Tom and Haywood Davis, sons of Senator and Mrs. Davis, are made honorary pages of the Senate.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and students of the Josephus Daniels Junior High School of Wake County.

Upon motion of Senator Medford, the courtesies of the lobby are extended to Mayor Lawrence Davis of Haywood County.

Upon motion of Senator Yow, the courtesies of the floor are extended to former Senator Vivian Whitfield of Pender County.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to Officer Parker of the police force of Wake County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 7, an act to authorize the county commissioners of Wayne County to turn into the General Fund all taxes collected for the year 1955 and all prior years.

S. B. 17, an act authorizing the board of commissioners of Columbus County to extend the time for quadrennial assessment of property for taxation.

H. B. 22, an act to abolish the State Planning Board.

H. B. 27, an act to abolish the Carolina-Virginia Turnpike Authority and the North Carolina Turnpike Authority.

H. B. 29, an act to amend sub-Section 9 of Section 153-9 of the General Statutes as to the authority of the board of commissioners for the county of Caldwell to designate sites for county buildings, and to validate any and all action heretofore taken by said board of commissioners within the authority granted by this amendment.

H. B. 31, an act to authorize the town of Wilkesboro in Wilkes County to close Moravian Street and use the street for purposes of constructing a water supply standpipe.

H. B. 37, an act to amend Chapter 402 of the Session Laws of 1953, as amended, relating to the Peace Officers' Relief Fund for Martin, Washington and Tyrrell Counties.

H. B. 72, an act to amend Chapter 411 of the Session Laws of 1957 being the charter of the town of St. Pauls in Robeson County.

H. B. 102, an act to provide the form of financial statements of the city of Charlotte required under the provisions of General Statutes 160-383.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Henkel, for the Committee on Conservation and Development:

S. B. 22, a bill to amend General Statutes 113-136 relating to the taking of clams, shrimp, fish and oysters by persons for their own personal use, with an unfavorable report as to bill, favorable report as to committee substitute bill.

By Senator Kirkman, for the Committee on Finance:

H. B. 32, a bill to authorize the board of county commissioners of Wilkes County to levy a special tax for the purpose of defraying the cost of revaluation and reassessment of real property in said county, with a favorable report.

By Senator Whitley, for the Committee on Mental Institutions:

H. B. 63, a bill to amend General Statutes 122-98, relating to special police officers at the Camp Butner hospital site, with a favorable report.

Upon motion of Senator Hancock, the bill is placed upon today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Medford: S. B. 72, a bill to amend Chapter 55 of the North Carolina General Statutes.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 73, a bill to amend Chapter 39, entitled "Conveyances," of the General Statutes so as to determine the risk of destruction or condemnation as between vendor and purchaser of real property.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 74, a bill to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 75, a bill to amend Chapter 26 of the General Statutes relating to the transfer of an obligation to the paying surety.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 76, a bill relating to the exercise of powers of joint personal representatives by one or more than one.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 77, a bill to permit joinder of the principal debtor as a party defendant when a surety is sued by a creditor.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 78, a bill to amend Chapter 47 of the General Statutes by inserting therein a new Article relating to short forms of warranty deeds, quitclaim deeds and memoranda of leases.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 79, a bill to amend General Statutes 24-2 so as to make its provisions apply where a debtor or other person seeks equitable relief.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 80, a bill to amend Chapter 31 of the General Statutes, General Statutes 10-1, General Statutes 59-40(1), General Statutes 55A-2(7), General Statutes 55A-7(a)(9), General Statutes 1-96, and General Statutes 101-2.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 81, a bill to amend General Statutes 1-339.10(c) relating to the requirement of bond by an executor on sale of real property to make assets.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 82, a bill to amend Chapter 1 of the General Statutes so as to state the effect on a counterclaim of the granting of a nonsuit as to the plaintiff's cause of action.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 83, a bill to amend Section 391 of Chapter 14 of the General Statutes.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 84, a bill to amend General Statutes 108-30.1, relating to actions to foreclose old age assistance liens.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 85, a bill to change the requirements for showing a deed absolute to be intended as security.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 86, a bill to amend General Statutes 47-18 so as to make it correspond with General Statutes 47-20 and General Statutes 47-20.1 with regard to lien creditors and place of registration.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 26, a bill clarifying the authority of the State Department of Archives and History to conduct a records management program for State Agencies.

Referred to Committee on State Government.

H. B. 71, a bill to amend Chapter 234 of the Session Laws of 1939, relating to the fees of jurors in Swain County.

Referred to Committee on Salaries and Fees.

H. B. 79, a bill amending General Statutes 160-29 and General Statutes 160-30, relating to regulation of municipal elections in the city of Newton and fixing the time for the holding thereof.

Referred to Committee on Counties, Cities and Towns.

H. B. 84, a bill to amend General Statutes 153-9, sub-Section 43, relating to farm demonstration and home demonstration agents so as to make the same applicable to Johnston County.

Referred to Committee on Agriculture.

H. B. 86, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Johnston County.

Referred to Committee on Finance.

H. B. 95, a bill to validate the application of the city of Reidsville for a certain gasoline tax refund which application was inadvertently filed too late.

Referred to Committee on Local Government.

H. B. 103, a bill to fix the compensation of certain officials of Alexander County.

Referred to Committee on Salaries and Fees.

H. R. 105, a joint resolution authorizing and requesting the Governor of North Carolina to issue a proclamation designating October 31 of each year as Youth Honor Day.

Referred to Committee on Rules.

H. B. 113, a bill amending the charter of the town of Cornelius as contained in Chapter 367, Private Laws of 1905, relative to the duties of the town constable, the clerk and treasurer, and the compensation of the members of the board of commissioners.

Referred to Committee on Local Government.

H. B. 115, a bill to regulate the sale of certain vegetable plants offered for the purpose of transplanting and propagation.

Referred to Committee on Agriculture.

H. B. 119, a bill to amend General Statutes 160-200(25), relating to insurance for municipal employees.

Referred to Committee on Insurance.

H. B. 131, a bill amending General Statutes 162-7 so as to fix certain fees to be charged by the sheriff of Jackson County.

Referred to Committee on Salaries and Fees.

H. B. 132, a bill amending Chapter 202, Public-Local Laws of 1929, relating to the terms of office and the compensation of members of the Jury Commission for Jackson County.

Referred to Committee on Salaries and Fees.

H. B. 133, a bill fixing the compensation of the members of the County Board of Public Welfare of Jackson County.

Referred to Committee on Salaries and Fees.

H. B. 135, a bill to authorize compensation for the mayor and members of the governing body of Oak City in Martin County.

Referred to Committee on Salaries and Fees.

H. B. 140, a bill amending General Statutes 115-19, relating to the nomination and appointment of members of the Graham County Board of Education and fixing their terms of office.

Referred to Committee on Education.

H. B. 141, a bill relating to the compensation of certain officials of Rutherford County.

Referred to Committee on Counties, Cities and Towns.

H. B. 165, a bill amending sub-Section 5 of General Statutes 115-183 so as to permit the Mecklenburg County Board of Education to allow the use of school buses for the transportation of pupils and teachers to Charlotte for the Session of the General Assembly to be held on March 4, 1959.

Upon motion of Senator Bell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 29, a bill amending the charter of the board of light and water commissioners of the city of Concord, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—41.

S. B. 52, a bill authorizing the city of Wilmington to acquire, construct, improve, enlarge, extend and equip properties relating to the port facilities of the city, to lease said properties to public or private interests and to issue revenue bonds of the city therefor pursuant to the Revenue Bond Act of 1938, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—41.

S. B. 54, a bill to make all the provisions of the Alcoholic Beverage Control Act of 1937, as amended, applicable to Halifax County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 59, a bill to amend Chapter 1041 of the Session Laws of 1949, relating to the Halifax County Law Enforcement Officers' Relief Act.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 40, a bill to amend Chapter 766, Session Laws of 1957, relating to the compensation and duties of the chairman of the board of commissioners of Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 42, a bill to authorize the board of county commissioners of Graham County to appoint and fix the salary of a county attorney.

Passes its second and third readings and is ordered enrolled.

H. B. 43, a bill to authorize the sheriff of Graham County to appoint a deputy, and to authorize the board of county commissioners of Graham County to set the salary and to allow expenses and fees for the deputy appointed by the sheriff.

Passes its second and third readings and is ordered enrolled.

H. B. 44, a bill to authorize the sheriff of Graham County to employ a jailer for said county, and to authorize the board of county commissioners to set the salary and to allow fees for the jailer appointed by the sheriff.

Passes its second and third readings and is ordered enrolled.

H. B. 48, a bill to authorize the board of county commissioners to fix the salaries and fees of all officials of Chowan County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 63, a bill to amend General Statutes 122-98, relating to special police officers at the Camp Butner hospital site.

Passes its second and third readings and is ordered enrolled.

S. B. 43, a bill to amend the laws relating to the power of building and loan associations to borrow money.

Senator Cooke offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 44, a bill to amend General Statutes 60-84 and General Statutes 60-87, relating to company police.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 45, a bill to amend Chapter 62 of the General Statutes, relating to public utilities.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. R. 68, a joint resolution providing for the appointment of a committee to make a study of the question of whether this General Assembly shall adopt a plan to encourage the use of voting machines by the counties, as well as a plan to assist the counties in the purchase or rental of voting machines in our primaries and elections.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 81, a bill to appropriate from the contingency and emergency fund the sum of \$305,510 to the State Hospital at Goldsboro to cover a deficit in operating expenses for the fiscal year 1958-59.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local Bills will be considered, and adjournment will be until Monday night at 8 o'clock

TWENTY-SECOND DAY

SENATE CHAMBER,
Saturday, February 28, 1959.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland, the Principal Clerk S. Ray Byerly calls Senator Bell to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Medford for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, Frank Anderson Smith and Harold Douglas Smith, sons of Mr. and Mrs. H. A. Smith of Wake County, are made honorary pages of the Senate.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 43, a bill to amend the laws relating to the power of building and loan associations to borrow money.

S. B. 45, a bill to amend Chapter 62 of the General Statutes relating to public utilities.

S. B. 54, a bill to make all the provisions of the Alcoholic Beverage Control Act of 1937, as amended, applicable to Halifax County.

Upon motion of Senator Jordan, the Senate adjourns to meet Monday evening at 8 o'clock.

TWENTY-THIRD DAY

SENATE CHAMBER,
Monday, March 2, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland County.

Prayer is offered by Dr. Jerome G. Tolochko, Rabbi, Temple Israel of Kinston, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rutledge, Laura Wooldridge, daughter of Engrossing Clerk, Mrs. Martha Wooldridge, is made an honorary page of the Senate.

Upon motion of Senator Simpkins, the courtesies of the lobby are extended to Dr. Jerome G. Tolochko, Rabbi, Temple Israel of Kinston, N. C.

Upon motion of Senator Henkel, the courtesies of the lobby are extended to Mrs. Ray Lackey, wife of Senator Lackey of Alexander County.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to Dottie Ingram, Bill and Alice Pruitt of Cabarrus County.

Upon motion of Senator Andrews, the courtesies of the galleries are extended to Mrs. Joe Taylor of Lee County, and Glenn Taylor, Bill Oelrich, Duncan McRae, David Reeves, Gary Smith and Jones Byrd are made honorary pages of the Senate.

Upon motion of Senator Currie of Moore, the courtesies of the galleries are extended to Mrs. Charles Knight, Mrs. Norris Boggs, Mrs. Euell Lackey, Mrs. Stough Willis, Mrs. Carl Smith, Mrs. Norris Wright and Mrs. Kenneth Boggs of the Fallston Women's Club of Cleveland County.

Upon motion of Senator Andrews, the courtesies of the lobby are extended to Mrs. Lacey Alston of Chatham County.

Upon motion of Senator Cooke, the courtesies of the lobby are extended to Mrs. Elbert Peel, Jr., wife of Senator Peel of Martin County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mr. and Mrs. Guy Crampton of Wake County, and Clark and Greg Crampton, sons of Mr. and Mrs. Crampton, are made honorary pages of the Senate.

Upon motion of Senator Williams, the courtesies of the lobby are extended to Mrs. Henry Shelton, wife of Senator Shelton of Edgecombe County.

Upon motion of Senator Peel, the courtesies of the lobby are extended to Albert Bennett of Pamlico County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 87, a bill relating to fees on remittances covering checks.

Referred to Committee on Banking.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 45, a bill validating certain foreclosure sales under mortgages and deeds of trust when the provisions of General Statutes 45-21.17(c)(2) have not been complied with.

Referred to Committee on Judiciary No. 2.

H. B. 120, a bill to provide fishing privileges to residents of adjoining states in inland waters constituting the boundary between this State and adjoining states.

Referred to Committee on Wildlife.

H. B. 134, a bill fixing the compensation of the chairman of the board of county commissioners, the sheriff, the clerk of the Superior Court and the register of deeds of Jackson County.

Referred to Committee on Salaries and Fees.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 29, a bill amending the charter of the board of light and water commissioners of the city of Concord, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Yow—45.

The bill is ordered sent to the House of Representatives.

S. B. 52, a bill authorizing the city of Wilmington to acquire, construct, improve, enlarge, extend and equip properties relating to the port facilities of the city, to lease said properties to public or private interests and to issue revenue bonds of the city therefor pursuant to the Revenue Bond Act of 1938, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Yow—45.

The bill is ordered sent to the House of Representatives.

H. B. 32, a bill to authorize the board of county commissioners of Wilkes County to levy a special tax for the purpose of defraying the cost of revaluation and reassessment of real property in said county, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Yow—45.

S. B. 22, a bill to amend General Statutes 113-136, relating to the taking of clams, shrimp, fish and oysters by persons for their own personal use.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Stikeleather, the Senate adjourns to meet tomorrow at 12 M.

TWENTY-FOURTH DAY

SENATE CHAMBER,
Tuesday, March 3, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C. Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Kirkman, the courtesies of the lobby are extended to George Fisher of Guilford County.

Upon motion of Senator Henkel, the courtesies of the lobby are extended to Mrs. J. Horton Doughton of Iredell County, and Bud Doughton is made an honorary page of the Senate.

Upon motion of Senator Kesler, the courtesies of the galleries are extended to the teachers and the students of the Granite Quarry School of Rowan County.

Upon motion of Senator Bell, the courtesies of the lobby are extended to David McConnell of Mecklenburg County.

Upon motion of Senator Copeland, the courtesies of the lobby are extended to Miss Helen Barnes of Hertford County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Mrs. Henry Shelton of Edgecombe County.

Upon motion of Senator Lanier, the courtesies of the lobby are extended to Edward Latta of Orange County.

Upon motion of Senator Humber, the courtesies of the floor are extended to former Senator Marvin K. Blount of Pitt County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 40, an act to amend Chapter 766, Session Laws of 1957, relating to the compensation and duties of the chairman of the board of commissioners of Graham County.

H. B. 42, an act to authorize the board of county commissioners of Graham County to appoint and fix the salary of a county attorney.

H. B. 43, an act to authorize the sheriff of Graham County to appoint a deputy, and to authorize the board of county commissioners of Graham County to set the salary and to allow expenses and fees for the deputy appointed by the sheriff.

H. B. 44, an act to authorize the sheriff of Graham County to employ a jailer for said county, and to authorize the board of county commissioners to set the salary and to allow fees for the jailer appointed by the sheriff.

H. B. 63, an act to amend General Statutes 122-98 relating to special police officers at the Camp Butner Hospital site.

H. B. 81, an act to appropriate from the contingency and emergency fund the sum of \$305,510 to the State Hospital at Goldsboro to cover a deficit in operating expenses for the fiscal year 1958-59.

H. B. 165, an act amending sub-Section 5 of General Statutes 115-183 so as to permit the Mecklenburg County Board of Education to allow the use of school buses for the transportation of pupils and teachers to Charlotte for the Session of the General Assembly to be held on March 4, 1959.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Jolly, for the Committee on Local Government:

S. B. 58, a bill to authorize the board of county commissioners of Granville County to pay additional fees to rabies inspectors, with a favorable report.

S. B. 69, a bill to amend Chapter 524 of the Session Laws of 1957, relating to obstructions in streams and rivers as the same relates to Edgecombe County, with a favorable report.

S. B. 70, a bill to amend Chapter 278 of the Session Laws of 1957, relating to the town of Conetoe in Edgecombe County, with a favorable report.

H. B. 94, a bill to provide for the appointment of a clerk of the mayor's court of the town of Farmville in Pitt County, with a favorable report.

H. B. 95, a bill to validate the application of the city of Reidsville for a certain gasoline tax refund which application was inadvertently filed too late, with a favorable report.

H. B. 96, a bill to amend the charter of the city of Lexington by striking out the words "Board of Commissioners" or "Commissioners" wherever they are found and substituting the words "City Council" and "Councilmen" respectively, with a favorable report.

H. B. 97, a bill to amend Section 7 of Chapter 22 of the Private Laws of 1935, relating to jurisdiction of the Lexington Utilities Commission over city owned property, with a favorable report.

H. B. 113, a bill amending the charter of the town of Cornelius as contained in Chapter 367, Private Laws of 1905, relative to the duties of the town constable, the clerk and treasurer, and the compensation of the members of the board of commissioners, with a favorable report.

S. B. 57, a bill to provide for an election on the question of increasing the terms of office for the mayor and board of commissioners of the city of Kings Mountain, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 32, a bill to amend General Statutes 148-4, relating to the control and custody of prisoners, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 17, a bill authorizing the President of Western Carolina College to appoint law enforcement officers for duty on the campus of said institution, with a favorable report.

H. B. 45, a bill validating certain foreclosure sales under mortgages and deeds of trust when the provisions of General Statutes 45-21.17(c)(2) have not been complied with, with a favorable report, as amended.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 67, a bill to amend General Statutes 54-1, relating to the application of the terms "building and loan association," "building association," and "savings and loan association," with a favorable report.

H. B. 70, a bill amending General Statutes 47-95 relative to acknowledgments taken by notaries interested as trustee or holding other office, with a favorable report.

H. B. 101, a bill to amend General Statutes 20-24, relating to the notation of convictions entered on driver's license, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jolly: S. B. 88, a bill to amend Chapter 166 of the General Statutes relating to civil defense.

Referred to Committee on Judiciary No. 1.

By Senators Currie of Moore and Kesler: S. B. 89, a bill to amend Chapter 108 of the General Statutes of North Carolina, relating to the manner of payment of public assistance.

Referred to Committee on Public Welfare.

By Senators Currie of Moore and Morgan of Harnett: S. B. 90, a bill to amend Section 108-12 of the General Statutes of North Carolina, relating to the compensation of members of county welfare boards.

Referred to Committee on Public Welfare.

By Senators Currie of Moore and Peel: S. B. 91, a bill to amend Section 108-73.24 of the General Statutes of North Carolina, relating to payments for hospitalization of recipients of public assistance.

Referred to Committee on Public Welfare.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 58, a bill amending sub-Section (b) of General Statutes 120-3.1, relating to travel allowances for members of the General Assembly.

Referred to Committee on Appropriations.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 32, a bill to authorize the board of county commissioners of Wilkes County to levy a special tax for the purpose of defraying the cost of revaluation and reassessment of real property in said county, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered enrolled.

Upon motion of Senator Currie of Durham, the Senate adjourns to meet tomorrow at 12 M. in the City of Charlotte, North Carolina, pursuant to resolution heretofore adopted to hold a one-day Session of the General Assembly in the Park Recreation Building of Charlotte, North Carolina.

TWENTY-FIFTH DAY

PARK CENTER RECREATION BUILDING,
Charlotte, North Carolina,
Wednesday, March 4, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Dr. Kenneth Goodson, Pastor of the First Methodist Church, Charlotte, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Bell, John Phillips, Kathy Blythe, Cammie Hair, Catherine Atkins, Blair Josephs, Roger Crawford and William Pursley are made honorary pages of the Senate.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bell: S. B. 92, a bill to amend Chapter 538, Public Local Laws of 1911, to authorize the board of county commissioners of Mecklenburg County to fix the compensation to be paid to the members of the Mecklenburg Drainage Commission.

Upon motion of Senator Bell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Morgan of Cleveland: S. R. 93, a joint resolution expressing appreciation to the Charlotte Chamber of Commerce, to the officials of the city of Charlotte and of Mecklenburg County, and to the citizens of Charlotte and Mecklenburg County for the hospitality shown to the members of the General Assembly on the occasion of the visit of the General Assembly to Charlotte, March 4, 1959.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 192, a bill amending Section 56 of Chapter 366 of the Public Local Laws of 1939 entitled, "An act to continue the incorporation of the city of Charlotte and to codify, amend and consolidate the statutes that constitute the charter of the city of Charlotte," so as to provide for the publication of a history of Charlotte and Mecklenburg County by the Public Library of Charlotte and Mecklenburg County.

Upon motion of Senator Bell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 96, a bill to amend the charter of the city of Lexington by striking out the words "Board of Commissioners" or "Commissioners" wherever they are found and substituting the words "City Council" and "Councilmen" respectively.

Passes its second and third readings and is ordered enrolled.

H. B. 97, a bill to amend Section 7 of Chapter 22 of the Private Laws of 1935, relating to jurisdiction of the Lexington Utilities Commission over city owned property.

Passes its second and third readings and is ordered enrolled.

H. B. 113, a bill amending the charter of the town of Cornelius as contained in Chapter 367, Private Laws 1905, relative to the duties of the town constable, the clerk and treasurer, and the compensation of the members of the board of commissioners.

Passes its second and third readings and is ordered enrolled.

S. B. 58, a bill to authorize the board of county commissioners of Granville County to pay additional fees to rabies inspectors.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 69, a bill to amend Chapter 524 of the Session Laws of 1957, relating to obstructions in streams and rivers as the same relates to Edgecombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 70, a bill to amend Chapter 278 of the Session Laws of 1957, relating to the town of Conetoe in Edgecombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 94, a bill to provide for the appointment of a clerk of the mayor's court of the town of Farmville in Pitt County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet in the city of Raleigh tomorrow at 12 M.

TWENTY-SIXTH DAY

SENATE CHAMBER,
Thursday, March 5, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and the same stands approved as written.

Upon motion of Senator Frink, the courtesies of the lobby are extended to R. E. Bellamy of Brunswick County.

Upon motion of Senator Williamson, the courtesies of the lobby are extended to Norman Peel of Columbus County.

Upon motion of Senator Currie of Moore, the courtesies of the galleries are extended to the teachers and the students of the Franklinville School of Randolph County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Lockhart Junior High School of Wake County.

Upon motion of Senator Medford, the courtesies of the lobby are extended to Dr. Stringfield of Haywood County, and Sam Stringfield is made an honorary page of the Senate.

Upon motion of Senator Copeland, the courtesies of the lobby are extended to Mrs. Cutlar Moore, wife of Senator Moore of Robeson County, and Syrena Lee Morgan, daughter of Senator and Mrs. Morgan of Cleveland County, and granddaughter of Senator and Mrs. Cutlar Moore, is made an honorary page of the Senate.

Upon motion of Senator Kesler, the courtesies of the galleries are extended to the teachers and the students of the Granite Quarry School of Rowan County.

Upon motion of Senator Currie, the courtesies of the lobby are extended to Mrs. Neal Austin of Guilford County.

Upon motion of Senator Morgan of Harnett, the courtesies of the lobby are extended to Jean Beam of Harnett County.

Upon motion of Senator Kesler, the courtesies of the galleries are extended to the teachers and the students of the Wiley School of Rowan County.

Upon motion of Senator Bason, the courtesies of the lobby are extended to Frank Malone and Mr. Satterfield of Caswell County.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Mr. Irving A. Holt of Alamance County.

Upon motion of Senator Mercer, the courtesies of the lobby are extended to Kenneth Turner and Mr. Troy of Duplin County.

Upon motion of Senator Forsyth, the courtesies of the lobby are extended to J. Albert Batson of Wayne County, and Carl Davis and Jimmy Batson are made honorary pages of the Senate.

Upon motion of Senator Bason, the courtesies of the floor are extended to former Representative John O. Gunn and Mrs. Gunn of Montgomery County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Counties, Cities and Towns:

H. B. 79, a bill amending General Statutes 160-29 and General Statutes 160-30, relating to regulation of municipal elections in the city of Newton and fixing the time for the holding thereof, with a favorable report.

H. B. 89, a bill to authorize the town of Forest City and the Rutherford County Board of Education to enter into a contract with respect to providing certain recreation facilities, with a favorable report.

H. B. 108, a bill granting power and authority to the governing body of the city of Washington to provide by ordinance regulations for the use of vehicles of municipally owned off-street parking facilities, and of off-street publicly owned parks and grounds occupied by public buildings, the use by vehicles of privately owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances, with a favorable report.

H. B. 138, a bill rewriting Section 6 of Chapter 219, Private Laws of 1911 as amended by Chapter 46, Private Laws of 1915, and rewritten by Chapter 36, Private Laws of 1933, relating to the election of Commissioners of the town of Smithfield in Johnston County, with a favorable report.

By Senator Bell, for the Committee on Courts and Judicial Districts:

S. B. 51, a bill to amend General Statutes 7-103, relating to the jurisdiction of the Gaston County Domestic Relations and Juvenile Court, with a favorable report.

By Senator Bason, for the Committee on Banking:

S. B. 87, a bill relating to fees on remittances covering checks, with an unfavorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 82, a bill to amend Chapter 1 of the General Statutes so as to state the effect on a counterclaim of the granting of a nonsuit as to the plaintiff's cause of action, with a favorable report, as amended.

S. B. 86, a bill to amend General Statutes 47-18 so as to make it correspond with General Statutes 47-20 and General Statutes 47-20.1 with regard to lien creditors and place of registration, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Bell, Cooke and Crew: S. B. 94, a bill to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

Referred to Committee on Constitution.

By Senator Morgan of Harnett: S. B. 95, a bill to amend General Statutes 112-20 so as to provide that widows of Confederate soldiers may receive a pension from the State while receiving a pension from any other state or from the United States.

Referred to Committee on Judiciary No. 2.

By Senator Moore: S. B. 96, a bill amending General Statutes 106-65.24 and General Statutes 106-65.25, relating to structural pest control, by rewriting sub-Section 1 of General Statutes 106-65.24 and sub-Section (b) of General Statutes 106-65.25.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 85, a bill to amend General Statutes 153-77 so as to authorize the issuance of bonds and the levy of a tax for county office building purposes in Johnston County.

Referred to Committee on Finance.

H. B. 123, a bill to amend Section 3 of Chapter 1450 of the Session Laws of 1957, relating to fees for building permits in the extra-territorial planning and zoning district of the city of Elizabeth City.

Referred to Committee on Local Government.

H. B. 136, a bill to amend Chapter 913 of the Session Laws of 1957 insofar as it relates to justices of the peace in Martin County.

Referred to Committee on Courts and Judicial Districts.

H. B. 155, a bill to authorize the Richmond County Board of Education to dispose of certain property at private sale.

Referred to Committee on Education.

H. B. 166, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Pasquotank County.

Referred to Committee on Finance.

H. B. 179, a bill authorizing the city of Charlotte to operate an air transportation service providing air transportation of passengers and property, including mail within and without the State of North Carolina in a territory within a radius of sixty-five miles of any municipal airport of the city of Charlotte.

Referred to Committee on Local Government.

H. R. 197, a joint resolution congratulating the North Carolina Chapter of the Future Business Leaders of America at its Fifth Annual Convention.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 57, a bill to provide for an election on the question of increasing the terms of office for the mayor and board of commissioners of the city of Kings Mountain.

Senator Morgan of Cleveland offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 32, a bill to amend General Statutes 148-4, relating to the control and custody of prisoners.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 67, a bill to amend General Statutes 54-1, relating to the application of the terms "building and loan association," "building association," and "savings and loan association."

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 17, a bill authorizing the President of Western Carolina College to appoint law enforcement officers for duty on the campus of said institution.

Passes its second and third readings and is ordered enrolled.

H. B. 45, a bill validating certain foreclosure sales under mortgages and deeds of trust when the provisions of General Statutes 45-21.17(c)(2) have not been complied with.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 70, a bill amending General Statutes 47-95, relative to acknowledgments taken by notaries interested as trustee or holding other office.

Upon motion of Senator Hancock, the bill is re-referred to the Committee on Judiciary No. 1.

H. B. 95, a bill to validate the application of the city of Reidsville for a certain gasoline tax refund which application was inadvertently filed too late.

Passes its second and third readings and is ordered enrolled.

H. B. 101, a bill to amend General Statutes 20-24, relating to the notation of convictions entered on driver's license.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 10 o'clock.

TWENTY-SEVENTH DAY

SENATE CHAMBER,
Friday, March 6, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Logan Howell of Mecklenburg County.

Upon motion of Senator Morgan of Cleveland, the courtesies of the lobby are extended to D. W. Royster of Cleveland County.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Mrs. J. Carlyle Rutledge, wife of Senator Rutledge of Cabarrus County.

Upon motion of Senator Yow, the courtesies of the lobby are extended to Mr. and Mrs. Hugh Morton of New Hanover County and Judy, Jimmie and Hugh Morton, Jr., are made honorary pages of the Senate.

Upon motion of Senator Medford, the courtesies of the lobby are extended to Jack Felton of Haywood County.

Upon motion of Senator Bell, the courtesies of the galleries are extended to the teachers and the students of the Willford School of Nash County.

Upon motion of Senator Currie of Durham, the courtesies of the galleries are extended to the teachers and the students of the McAdenville School of Gaston County.

Upon motion of Senator Williamson, the courtesies of the galleries are extended to the teachers and the students of the Cerro Gordo School of Columbus County.

ENROLLED BILLS

Senator Williamson, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 93, a joint resolution expressing appreciation to the Charlotte Chamber of Commerce, to the officials of the city of Charlotte and of Mecklenburg County, and to the citizens of Charlotte and Mecklenburg County for the hospitality shown to the members of the General Assembly on the occasion of the visit of the General Assembly to Charlotte, March 4, 1959.

H. R. 197, a joint resolution congratulating the North Carolina Chapter of the Future Business Leaders of America at its fifth annual convention.

S. B. 36, an act to amend Chapter 157 of the General Statutes of North Carolina, referred to as "The Housing Authorities Law," by providing that said Chapter 157 of the General Statutes, known as "The Housing Authorities Law," shall apply to all cities and towns in Cherokee, Clay, Graham, Macon and Swain Counties having a population of five hundred or more inhabitants.

S. B. 92, an act to amend Chapter 538, Public Local Laws of 1911, to authorize the board of county commissioners of Mecklenburg County to fix the compensation to be paid to the members of the Mecklenburg Drainage Commission.

H. B. 17, an act authorizing the President of Western Carolina College to appoint law enforcement officers for duty on the campus of said institution.

H. B. 94, an act to provide for the appointment of a clerk of the mayor's court of the town of Farmville in Pitt County.

H. B. 95, an act to validate the application of the city of Reidsville for a certain gasoline tax refund which application was inadvertently filed too late.

H. B. 96, an act to amend the charter of the city of Lexington by striking out the words "board of commissioners" or "commissioners" wherever they are found and substituting the words "city council" and "councilmen" respectively.

H. B. 97, an act to amend Section 7 of Chapter 22 of the Private Laws of 1935, relating to jurisdiction of the Lexington Utilities Commission over city owned property.

H. B. 101, an act to amend General Statutes 20-24, relating to the notation of convictions entered on driver's license.

H. B. 113, an act amending the charter of the town of Cornelius as contained in Chapter 367, Private Laws of 1905, relative to the duties of the town constable, the clerk and treasurer, and the compensation of the members of the board of commissioners.

H. B. 192, an act amending Section 56 of Chapter 366 of the Public Local Laws of 1939 entitled, "An act to continue the incorporation of the city of Charlotte and to codify, amend and consolidate the statutes that constitute the charter of the city of Charlotte," so as to provide for the publication of a history of Charlotte and Mecklenburg County by the Public Library of Charlotte and Mecklenburg County.

H. B. 32, an act to authorize the board of county commissioners of Wilkes County to levy a special tax for the purpose of defraying the cost of revaluation and reassessment of real property in said county.

H. B. 48, an act to authorize the board of county commissioners to fix the salaries and fees of all officials of Chowan County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 97, a bill to clarify the exemption of certain property from ad valorem taxation.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 38, a bill amending the charter of the town of Hayesville to provide for the nomination of candidates for the offices of mayor and members of the board of commissioners by party primaries, to provide for terms of office of two years for such officers and to fix their compensation.

Referred to Committee on Local Government.

H. B. 116, a bill to amend General Statutes 106-369, relating to the purchase and resale of rabies vaccine and metal tags.

Referred to Committee on Public Health.

H. B. 117, a bill to amend General Statutes 106-372, so as to eliminate the maximum dog vaccination fee which may be fixed by a board of county commissioners.

Referred to Committee on Salaries and Fees.

H. B. 122, a bill to amend Section 4 of Chapter 1062 of the 1953 Session Laws, relating to the boundaries of the wards in the city of Elizabeth City.

Referred to Committee on Counties, Cities and Towns.

H. B. 169, a bill to provide for the abolition of Hyde County Drainage Districts Nos. 2 and 9.

Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 51, a bill to amend General Statutes 7-103, relating to the jurisdiction of the Gaston County Domestic Relations and Juvenile Court.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 79, a bill amending General Statutes 160-29 and General Statutes 160-30, relating to regulation of municipal elections in the city of Newton and fixing the time for the holding thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 89, a bill to authorize the town of Forest City and the Rutherford County Board of Education to enter into a contract with respect to providing certain recreation facilities.

Passes its second and third readings and is ordered enrolled.

H. B. 108, a bill granting power and authority to the governing body of the city of Washington to provide by ordinance regulations for the use of vehicles of municipally owned off-street parking facilities, and of off-street publicly owned parks and grounds occupied by public buildings, the use by vehicles of privately owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

Passes its second and third readings and is ordered enrolled.

H. B. 138, a bill rewriting Section 6 of Chapter 219, Private Laws of 1911 as amended by Chapter 46, Private Laws of 1915, and rewritten by Chapter 36, Private Laws of 1933, relating to the election of commissioners of the town of Smithfield in Johnston County.

Passes its second and third readings and is ordered enrolled.

S. B. 82, a bill to amend Chapter 1 of the General Statutes so as to state the effect on a counterclaim of the granting of a nonsuit as to the plaintiff's cause of action.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 86, a bill to amend General Statutes 47-18 so as to make it correspond with General Statutes 47-20 and General Statutes 47-20.1 with regard to lien creditors and place of registration.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

Upon motion of Senator Currie of Durham, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

TWENTY-EIGHTH DAY

SENATE CHAMBER,
Saturday, March 7, 1959.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor and President pro tempore Robert Morgan of Cleveland County, the Senate is called to order by S. Ray Byerly, Principal Clerk, who calls Senator Medford to the Chair, who presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C. Senator Reavis for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomason, Larry Leatherwood, Bill Cobb, Bill Owens and Steve Milner of Haywood County are made honorary pages of the Senate.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 57, a bill to provide for an election on the question of increasing the terms of office for the mayor and board of commissioners of the city of Kings Mountain.

S. B. 82, a bill to amend Chapter 1 of the General Statutes so as to state the effect on a counterclaim of the granting of a nonsuit as to the plaintiff's cause of action.

S. B. 86, a bill to amend General Statutes 47-18 so as to make it correspond with General Statutes 47-20 and General Statutes 47-20.1 with regard to lien creditors and place of registration.

Upon motion of Senator Lanier, the Senate adjourns to meet Monday evening at 8 o'clock.

TWENTY-NINTH DAY

SENATE CHAMBER,
Monday, March 9, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Bell, the courtesies of the lobby are extended to Mrs. Hugh Cannon of Mecklenburg County.

Upon motion of Senator Stikeleather, the courtesies of the lobby are extended to Mrs. Corbett Latham of Buncombe County.

Upon motion of Senator Bell, the courtesies of the lobby are extended to Miss Mary Blanche Meekins of Dare County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. E. C. Durham, wife of the Senate Chaplain of Wake County, and Stevie Brittain and Betty Lois Rogers are made honorary pages of the Senate.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mr. and Mrs. Roy Clogston of Wake County.

Upon motion of Senator Garrison, the courtesies of the lobby are extended to Mrs. A. C. Summerville of Mecklenburg County, sister of Senator Henkel of Iredell County.

Upon motion of Senator Currie of Durham, Patti Cooke, daughter of Senator and Mrs. Frank Patton Cooke of Gaston County, is made an honorary page of the Senate.

Upon motion of Senator Andrews, the courtesies of the lobby are extended to D. R. Morrow of Chatham County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Bell and Cooke: S. B. 98, a bill to define the duties of the attorney general and other officers with respect to the prosecution of crime and the administration of the criminal laws of the State.

Referred to Committee on Courts and Judicial Districts.

By Senators Currie of Durham, Warren, Kesler, Ross, Currie of Moore, Simpkins and Davis: S. B. 99, a bill to amend, alter and rewrite The Constitution of North Carolina.

Referred to Committee on Constitution.

By Senator Kesler: S. B. 100, a bill to appropriate funds for the acquisition of the Michael Braun house (the Old Stone House) near Salisbury in Rowan County for preservation as a historic shrine.

Referred to Committee on Appropriations.

By Senators Simpkins, Bason and Ross: S. B. 101, a bill to provide for the microfilming of county records of permanent value for security purposes.

Referred to Committee on Judiciary No. 1.

By Senator Medford: S. B. 102, a bill to rewrite the intestate succession laws of North Carolina.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 103, a bill to provide for the creation of and to limit the conveyance of family homesites.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 104, a bill to rewrite the statutes on dissent from wills.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 105, a bill to amend the statutes relating to the filing and cross-indexing of lis pendens.

Referred to Committee on Judiciary No. 2.

By Senators Lanier and Mercer: S. B. 106, a bill to appropriate from the Contingency and Emergency Fund the sum of \$75,000 to the North Carolina Board of Correction and Training, to renovate and alter surplus properties at the North Carolina Sanatorium at McCain to provide facilities for training approximately 150 students.

Referred to Committee on Appropriations.

By Senators Whitley, Morgan of Harnett and Thomason: S. B. 107, a bill to make certain sacred and/or moral communications confidential.

Referred to Committee on Propositions and Grievances.

By Senator Crew: S. B. 108, a bill to extend the corporate limits of the town of Scotland Neck in Halifax County.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 109, a bill to rewrite General Statutes 114-11.1 so as to clarify the requirement as to statistical data furnished the Chief Justice by the clerks of superior court.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 110, a bill to amend General Statutes 15-200 to enlarge the jurisdiction of the superior courts in probation matters.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 111, a bill to amend General Statutes 15-201 to provide per diem compensation for members of the State Probation Commission.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 112, a bill to amend Article 20, Chapter 15, of the General Statutes, by adding a new Section to authorize the Probation Commission to delegate to the Director of Probation the authority to appoint and terminate the services of probation officers and clerks.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 147, a bill to amend General Statutes 47-115, relating to the execution of powers of attorney.

Referred to Committee on Judiciary No. 1.

H. B. 150, a bill to provide for the appointment of a vice-recorder for the recorder's court of Bladen County.

Referred to Committee on Courts and Judicial Districts.

H. B. 153, a bill relating to elections in the city of Jacksonville in Onslow County.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 157, a bill to permit the board of county commissioners of Craven County and the board of aldermen of the city of New Bern to appropriate funds in connection with the celebration of the two hundred fiftieth anniversary of the founding of New Bern, and to permit the city of New Bern to appropriate funds in connection with the celebration of the opening of Tryon Palace.

Upon motion of Senator Simpkins, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 171, a bill to amend Chapter 1261 of the Session Laws of 1953, relating to the charter of the town of Selma in Johnston County.

Referred to Committee on Counties, Cities and Towns.

H. B. 176, a bill amending Chapter 1160, Session Laws of 1953, relating to the filing of papers in the office of the clerk of the superior court so as to make said Act applicable to Cabarrus County.

Referred to Committee on Judiciary No. 2.

H. B. 180, a bill to authorize the board of county commissioners of Sampson County to employ tax collectors on a commission basis.

Referred to Committee on Local Government.

H. B. 191, a bill to prohibit the throwing of dead chickens, other fowl, eggs and any other debris, trash or garbage in streams or along county roads and city streets in Clay County.

Referred to Committee on Counties, Cities and Towns.

H. R. 220, a joint resolution honoring the life and memory of Stahle Linn, Sr., a former member of the General Assembly from Rowan County.

Upon motion of Senator Kesler, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

THIRTIETH DAY

SENATE CHAMBER,
Tuesday, March 10, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to the teachers and the students of the Franklinville School of Randolph County.

Upon motion of Senator Henkel, Kenneth Reavis, Michael Reavis and Larry Reavis, grandsons of Senator Reavis of Yadkin County, are made honorary pages of the Senate.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 27, an act to amend General Statutes 148-12, relating to the classification of prisoners.

S. B. 48, an act authorizing and empowering the board of commissioners of Forsyth County to construct water and sewer lines from the corporate limits of the city of Winston-Salem to unincorporated communities or locations in rural Forsyth County and for other purposes.

H. B. 45, an act validating certain foreclosure sales under mortgages and deeds of trust when the provisions of General Statutes 45-21.17(c)(2) have not been complied with.

H. B. 79, an act amending General Statutes 160-29 and General Statutes 160-30, relating to regulation of municipal elections in the city of Newton and fixing the time for the holding thereof.

H. B. 89, an act to authorize the town of Forest City and the Rutherford County Board of Education to enter into a contract with respect to providing certain recreation facilities.

H. B. 108, an act granting power and authority to the governing body of the city of Washington to provide by ordinance regulations for the use by vehicles of municipally owned off-street parking facilities, and of off-street publicly owned parks and grounds occupied by public buildings, the use by vehicles of privately owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

H. B. 138, an act rewriting Section 6 of Chapter 219, Private Laws of 1911, as amended by Chapter 46, Private Laws of 1915, and rewritten by Chapter 36, Private Laws of 1933, relating to the election of commissioners of the town of Smithfield in Johnston County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rose, for the Committee on Agriculture:

H. B. 84, a bill to amend General Statutes 153-9, sub-Section 43, relating to farm demonstration and home demonstration agents so as to make the same applicable to Johnston County, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 23, a bill to make the destruction or damaging of churches and schools a felony, to provide for the punishment thereof, and for other purposes, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 169, a bill to provide for the abolition of Hyde County Drainage Districts Nos. 2 and 9, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Jolly, Simpkins, Winslow, Ross, Hamilton, Frink, Crew, Thomason, Shelton, Garrison and Bason: S. B. 113, a bill to amend Article 7 of Chapter 35 of the General Statutes, relating to sterilization of grossly sexually delinquent persons.

Referred to Committee on Public Health.

By Senator Crew: S. B. 114, a bill authorizing the tax supervisor for Halifax County to appoint county deputy tax collectors as ex officio tax list takers and assessors.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 115, a bill to amend Chapter 193 of the Private Laws of 1923, relating to the charter of the town of Enfield, in Halifax County.

Referred to Committee on Judiciary No. 1.

By Senator Morgan of Cleveland: S. R. 116, a joint resolution inviting His Excellency, the Governor, to address a joint session of the Senate and House of Representatives at twelve o'clock noon, March 12, 1959.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 107, a bill to amend General Statutes 148-33.1, relating to the sentencing, quartering and control of prisoners with work-day release privileges.

Referred to Committee on Penal Institutions.

H. B. 149, a bill to extend the corporate limits of the town of Edenton in Chowan County.

Referred to Committee on Local Government.

H. B. 163, a bill appointing members of the Madison County Board of Education and fixing their terms of office.

Referred to Committee on Education.

H. B. 178, a bill amending General Statutes 115-121 to provide that supplemental elections in city administrative units formed from portions of contiguous counties may be called and conducted by the governing body of the municipality rather than by the board of county commissioners.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 185, a bill to authorize the reassessment and revaluation of real property in Wilson County for ad valorem tax purposes and to authorize the board of county commissioners of Wilson County to employ experts and to enter into the necessary contracts for said service and to authorize the levying of a special tax therefor.

Referred to Committee on Finance.

H. B. 187, a bill to amend General Statutes 112-1, relating to the incorporation and powers of association of the Confederate Woman's Home.

Referred to Committee on Judiciary No. 1.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

THIRTY-FIRST DAY

SENATE CHAMBER,

Wednesday, March 11, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. Douglas A. Aldrich of the Forest Hills Baptist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Bason, the courtesies of the galleries are extended to the teachers and the students of the Stoney Creek School of Caswell County.

Upon motion of Senator Lackey, the courtesies of the floor are extended to former Senator Ray E. Chapman of Alexander County.

Upon motion of Senator Moore, the courtesies of the lobby are extended to Honorable Malcolm B. Seawell, Attorney General of North Carolina.

Upon motion of Senator Garriss, the courtesies of the lobby are extended to Assistant Attorney General Wade Bruton of Wake County.

Upon motion of Senator Hamilton, the courtesies of the lobby are extended to Albert Ellis of Carteret County.

Upon motion of Senator Bason, the courtesies of the lobby are extended to Holland McSwain of Cherokee County.

Upon motion of Senator Humber, the courtesies of the lobby are extended to Carroll Weathers, Dean of Law at Wake Forest College, Winston-Salem, N. C.

Upon motion of Senator Cooke, the courtesies of the lobby are extended to Lester Chalmers of Wake County.

Upon motion of Senator Mercer, the courtesies of the galleries are extended to the teachers and the students of the Pineland College of Sampson County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Josephus Daniels Junior High School of Wake County.

APPOINTMENT

The President appoints as a Committee on the part of the Senate to attend the funeral of Robert March Hanes of Winston-Salem, North Carolina, Senators Davis, Kirkman, Bell, Duncan, Warren, Folger and Moore.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 220, a joint resolution honoring the life and memory of Stahle Linn, Sr., a former member of the General Assembly from Rowan County.

S. R. 116, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve o'clock noon, March 12, 1959.

S. B. 8, an act relating to the letting of public contracts for school construction purposes in Brunswick County.

H. B. 157, an act to permit the board of county commissioners of Craven County and the board of aldermen of the city of New Bern to appropriate funds in connection with the celebration of the two hundred fiftieth anniversary of the founding of New Bern, and to permit the city of New Bern to appropriate funds in connection with the celebration of the opening of Tryon Palace.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kirkman, for the Committee on Finance:

S. B. 60, a bill to authorize the board of county commissioners of Halifax County to levy a tax upon the property of Scotland Neck, Palmyra, Roseneath and Conoconary Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated," a non-profit, charitable organization, with a favorable report.

H. B. 28, a bill to authorize the county of Caldwell to construct and equip a new county building near the city of Lenoir, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor, with a favorable report.

H. B. 85, a bill to amend General Statutes 153-77 so as to authorize the issuance of bonds and the levy of a tax for county office building purposes in Johnston County, with a favorable report.

H. B. 86, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Johnston County, with a favorable report.

H. B. 166, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Pasquotank County, with a favorable report.

By Senator Yow, for the Committee on Counties, Cities and Towns:

H. B. 122, a bill to amend Section 4 of Chapter 1062 of the 1953 Session Laws relating to the boundaries of the wards in the city of Elizabeth City, with a favorable report.

H. B. 141, a bill relating to the compensation of certain officials of Rutherford County, with a favorable report.

H. B. 191, a bill to prohibit the throwing of dead chickens, other fowl, eggs and any other debris, trash or garbage in streams or along county roads and city streets in Clay County, with a favorable report.

By Senator Cooke, for the Committee on State Government:

H. B. 26, a bill clarifying the authority of the State Department of Archives and History to conduct a records management program for State agencies, with a favorable report.

By Senator Rose, for the Committee on Agriculture:

H. B. 115, a bill to regulate the sale of certain vegetable plants offered for the purpose of transplanting and propagation, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Henkel: S. B. 117, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Iredell County.

Upon motion of Senator Henkel, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Davis: S. R. 118, a joint resolution honoring the life and memory of Robert March Hanes.

Upon motion of Senator Davis, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Moore: S. B. 119, a bill to amend General Statutes 20-183 to permit law enforcement officers to make arrests without a warrant for certain crimes committed other than in their presence.

Referred to Committee on Judiciary No. 1.

By Senator Moore: S. B. 120, a bill to amend Article 3 of Chapter 20 of the General Statutes of North Carolina to make results of scientific tests for intoxication admissible into evidence in criminal prosecutions for driving under the influence of intoxicating liquor.

Referred to Committee on Public Roads.

By Senator Moore: S. B. 121, a bill to amend General Statutes 20-141 and to repeal General Statutes 20-180, relating to the penalty for speeding.

Referred to Committee on Public Roads.

By Senator Yow: S. B. 122, a bill to appropriate funds for the operation and development of Fort Fisher State Historic Site.

Referred to Committee on Appropriations.

By Senator Cooke: S. B. 123, a bill to amend General Statutes 20-28 to make the relief provisions therein apply retrospectively.

Referred to Committee on Judiciary No. 1.

By Senators Morgan of Harnett, Whitley and Williams: S. B. 124, a bill to appropriate sufficient funds to provide special education teachers for the public schools of North Carolina.

Referred to Committee on Appropriations.

By Senator Bell: S. B. 125, a bill to amend Chapter 160, Article 14, Section 173 of the General Statutes of North Carolina so as to make the proviso therein contained inapplicable to Mecklenburg County and the municipalities therein.

Referred to Committee on Local Government.

By Senator Bell: S. B. 126, a bill to amend Article IV, Section 6 of the Constitution of North Carolina so as to authorize the General Assembly to provide for the call of a judge of the superior court to serve on the Supreme Court in lieu of any active member thereof who is temporarily incapacitated.

Referred to Committee on Constitution.

By Senator Bell: S. B. 127, a bill to amend Article IV, Section 11 of the Constitution of North Carolina so as to authorize the General Assembly to provide for an Associate Justice of the Supreme Court to assign judges of the superior court in lieu of the Chief Justice when the Chief Justice is temporarily incapacitated.

Referred to Committee on Constitution.

By Senators Andrews and Currie of Durham: S. B. 128, a bill amending Article IV, Section 2 of the Constitution of North Carolina so as to give concurrent jurisdiction to the superior court and inferior courts in certain cases.

Referred to Committee on Constitution.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 164, a bill appointing members of the tax equalization board for Madison County, fixing their terms of office and meeting dates.

Referred to Committee on Finance.

HOUSE OF REPRESENTATIVES,
Tuesday, March 10, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 116, entitled "a joint resolution inviting His Excellency, the Governor, to address a joint session of the Senate and House of Representatives at twelve o'clock noon, March 12, 1959," the Speaker has appointed on the part of the House of Representatives to serve with a like Committee on the part of the Senate to invite the Governor to address the Joint Assembly, Representatives Taylor, Whitley and Newman.

Respectfully,
ANNIE E. COOPER, *Principal Clerk.*

The President appoints as a Committee on the part of the Senate, Senators Currie of Durham and Bell, and the House of Representatives is so notified.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 84, a bill to amend General Statutes 153-9, sub-Section 43, relating to farm demonstration and home demonstration agents so as to make the same applicable to Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 169, a bill to provide for the abolition of Hyde County Drainage Districts Nos. 2 and 9.

Passes its second and third readings and is ordered enrolled.

S. B. 23, a bill to make the destruction or damaging of churches and schools a felony, to provide for the punishment thereof, and for other purposes.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Cooke, action on the bill is postponed until Monday, March 16, 1959.

Upon motion of Senator Davis, the Senate adjourns in honor and in memory of Robert March Hanes of Winston-Salem, North Carolina, to meet tomorrow morning at 11:45 o'clock.

THIRTY-SECOND DAY

SENATE CHAMBER,
Thursday, March 12, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Mercer, the courtesies of the floor are extended to former Senator Henry Vann of Sampson County.

Upon motion of Senator Hancock, the courtesies of the floor are extended to former Senator Richard Long of Person County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to James Buffaloe of Nash County.

Upon motion of Senator Lanier, the courtesies of the lobby are extended to Mrs. W. W. Pierson and Dr. Hill of Orange County.

Upon motion of Senator Stikeleather, the courtesies of the lobby are extended to Liles Presley of Buncombe County.

Upon motion of Senator Medford, the courtesies of the lobby are extended to Carter Osborne and Roy Medford of Haywood County.

Upon motion of Senator Henkel, the courtesies of the floor are extended to former Senator John McCraige of Iredell County.

Upon motion of Senator Blackburn, the courtesies of the galleries are extended to the teachers and the students of the Henderson High School of Vance County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. LeRoy Edwards of Wake County, and LeRoy Edwards is made an honorary page of the Senate.

Upon motion of Senator Stikeleather, H. B. 18, a bill amending General Statutes 115-169 as the same relates to Jackson County, fixing the punishment for violation of the compulsory attendance school law, is recalled from the Committee on Education and re-referred to the Committee on Judiciary No. 2.

ENROLLED BILLS

Senator Williamson, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 118, a joint resolution honoring the life and memory of Robert March Hanes.

S. B. 51, an act to amend General Statutes 7-103, relating to the jurisdiction of the Gaston County Domestic Relations and Juvenile Court.

S. B. 57, an act to provide for an election on the question of increasing the terms of office for the mayor and board of commissioners of the city of Kings Mountain.

S. B. 58, an act to authorize the board of county commissioners of Granville County to pay additional fees to rabies inspectors.

S. B. 59, an act to amend Chapter 1041 of the Session Laws of 1949, relating to the Halifax County Law Enforcement Officers' Relief Act.

S. B. 70, an act to amend Chapter 278 of the Session Laws of 1957, relating to the town of Conetoe in Edgecombe County.

H. B. 84, an act to amend General Statutes 153-9, sub-Section 43, relating to farm demonstration and home demonstration agents so as to make the same applicable to Johnston County.

H. B. 169, an act to provide for the abolition of Hyde County Drainage Districts Nos. 2 and 9.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Copeland, for the Committee on Appropriations:

S. B. 5, a bill to amend Chapter 130 of the General Statutes so as to require the vaccination of young children against poliomyelitis (infantile paralysis), with a favorable report, as amended.

H. B. 58, a bill amending sub-Section (b) of General Statutes 120-3.1, relating to travel allowances for members of the General Assembly, with a favorable report.

Upon motion of Senator Copeland, the bill is made a Special Order for Wednesday, March 18, 1959.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 74, a bill to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default, with a favorable report, as amended.

S. B. 75, a bill to amend Chapter 26 of the General Statutes, relating to the transfer of an obligation to the paying surety, with a favorable report, as amended.

S. B. 76, a bill relating to the exercise of powers of joint personal representatives by one or more than one, with a favorable report, as amended.

S. B. 77, a bill to permit joinder of the principal debtor as a party defendant when a surety is sued by a creditor, with a favorable report, as amended.

S. B. 78, a bill to amend Chapter 47 of the General Statutes by inserting therein a new Article relating to short forms of warranty deeds, quitclaim deeds and memoranda of leases, with an unfavorable report.

S. B. 79, a bill to amend General Statutes 24-2 so as to make its provisions apply where a debtor or other person seeks equitable relief, with a favorable report, as amended.

S. B. 81, a bill to amend General Statutes 1-339.10(c), relating to the requirement of bond by an executor on sale of real property to make assets, with a favorable report, as amended.

S. B. 83, a bill to amend Section 391 of Chapter 14 of the General Statutes, with a favorable report, as amended.

S. B. 95, a bill to amend General Statutes 112-20 so as to provide that widows of Confederate soldiers may receive a pension from the State while receiving a pension from any other state or from the United States, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 88, a bill to amend Chapter 166 of the General Statutes, relating to civil defense, with a favorable report.

S. B. 108, a bill to extend the corporate limits of the town of Scotland Neck in Halifax County, with a favorable report.

S. B. 114, a bill authorizing the tax supervisor for Halifax County to appoint county deputy tax collectors as ex officio tax list takers and assessors, with a favorable report.

S. B. 115, a bill to amend Chapter 193 of the Private Laws of 1923, relating to the charter of the town of Enfield, in Halifax County, with a favorable report.

H. B. 70, a bill amending General Statutes 47-95 relative to acknowledgments taken by notaries interested as trustee or holding other office, with a favorable report.

By Senator Williams, for the Committee on Election Laws and Senatorial Districts:

H. B. 178, a bill amending General Statutes 115-121 to provide that supplemental elections in city administrative units formed from portions of contiguous counties may be called and conducted by the governing body of the municipality rather than by the board of county commissioners, with a favorable report.

Upon motion of Senator Alford, the bill is placed upon today's Calendar.

By Senator Stikeleather, for the Committee on Education:

S. B. 9, a bill changing the name of "The West Rockingham Cities Administrative School Unit" to the "Madison-Mayodan City Administrative Unit"; providing for the nomination and election of members of the Madison-Mayodan City Board of Education; fixing the terms of office of members; and providing for filling vacancies in the membership of said Board of Education, with a favorable report, as amended.

H. B. 19, a bill amending General Statutes 115-19 insofar as the same relates to Jackson County, and repealing Chapter 490, Session Laws of 1953, relating to the nomination of members of the Jackson County Board of Education, with a favorable report.

H. B. 140, a bill amending General Statutes 115-19, relating to the nomination and appointment of members of the Graham County Board of Education and fixing their terms of office, with a favorable report.

H. B. 155, a bill to authorize the Richmond County Board of Education to dispose of certain property at private sale, with a favorable report.

H. B. 163, a bill appointing members of the Madison County Board of Education and fixing their terms of office, with a favorable report.

By Senator Currie of Moore, for the Committee on Public Welfare:

S. B. 89, a bill to amend Chapter 108 of the General Statutes of North Carolina, relating to the manner of payment of public assistance, with a favorable report.

S. B. 90, a bill to amend Section 108-12 of the General Statutes of North Carolina, relating to the compensation of members of county welfare boards, with a favorable report.

S. B. 91, a bill to amend Section 108-73.24 of the General Statutes of North Carolina, relating to payments for hospitalization of recipients of public assistance, with a favorable report, as amended.

By Senator Jolly, for the Committee on Local Government:

H. B. 38, a bill amending the Charter of the town of Hayesville to provide for the nomination of candidates for the offices of mayor and members of the board of commissioners by party primaries, to provide for terms of office of two years for such officers and to fix their compensation, with a favorable report.

H. B. 123, a bill to amend Section 3 of Chapter 1450 of the Session Laws of 1957, relating to fees for building permits in the extraterritorial planning and zoning district of the city of Elizabeth City, with a favorable report.

H. B. 149, a bill to extend the corporate limits of the town of Edenton in Chowan County, with a favorable report.

H. B. 180, a bill to authorize the board of county commissioners of Sampson County to employ tax collectors on a commission basis, with a favorable report.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Thursday, March 12, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 116, entitled, "a Joint Resolution inviting His Excellency, the Governor, to address a joint session of the Senate and House of Representatives at twelve o'clock noon, March 12, 1959," the House of Representatives stands ready to receive the Senate in Joint Session at the hour of 12:00 M.

Respectively,

ANNIE E. COOPER, *Principal Clerk.*

The President announces that in accordance with the joint resolution inviting the Governor to address the Joint Session of the Legislature, the hour having arrived for the delivery of his message, the Senate preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in Joint Session with that Honorable Body.

JOINT SESSION

The Senate is received by members of the House of Representatives standing, and the Joint Session is called to order by the President, Luther E. Barnhardt.

Mr. Whitley, for the Committee appointed by the President of the Senate and the Speaker of the House of Representatives to escort the Governor to the Hall of the House, presents His Excellency, Governor Luther H. Hodges, who delivers the following message:

Mr. President, Mr. Speaker, and Members of the General Assembly of North Carolina:

I thank you for your courtesy in permitting me to appear again before a Joint Session of the General Assembly. I am indeed grateful for this opportunity to present for your consideration my recommendations on the revision of the State Constitution, including, of course, the Article dealing with the administration of justice in North Carolina.

The distinguished 15-member Constitutional Study Commission, which was authorized by you in 1957, has completed its work after more than a year of very intensive study and its report has been submitted for your consideration. The members of this Commission deserve our warm and sincere thanks for the good service they have rendered our State.

It was in the year 1776 that the Provincial Congress of North Carolina ratified our State's first Constitution. Under that first document, the Governor, Council of State, and judges were all elected by the General Assembly.

In 1835, several basic amendments to our Constitution were submitted to a vote of the people and were approved. These provided for election of the Governor by the people, and also made fundamental changes in legislative representation and reapportionment.

The year 1868 marks the next milestone in the historical development of our State Constitution. Following the Civil War and while our State was still undergoing "active reconstruction" a completely revised Constitution was approved by vote of the people. The 1868 Constitution is basically the one which we have today, and which is the subject of our present study and consideration.

Since the adoption of the 1868 Constitution, 158 proposed amendments have been submitted to a vote of the people, and 135 of them have been approved. It is not surprising, therefore, to find that this patchwork of amendments has resulted in considerable inconsistency and obscurity in language. In addition, some detailed provisions of our Constitution are now obsolete.

The Constitutional Study Commission informs us that early in its deliberations it reached the decision that a complete revision of the Constitution should be drafted and submitted to the General Assembly. This was done primarily for the purposes of language clarification, and the suggested revision does not contemplate, by any means, a sweeping and wholesale revision of our basic form of government.

I have given very careful study to the report of the Constitutional Study Commission, and am in complete agreement that we need to revise our Constitution and I sincerely hope you will agree.

ARTICLE II, LEGISLATIVE DEPARTMENT

One of the most important problems to be considered in any revision of our Constitution has to do with legislative apportionment. Our present constitutional provisions governing membership and apportionment for the House of

Representatives and providing for 120 members date from the year 1835. Then, North Carolina had only sixty-five counties. Then, fifty-five House seats were available for allocation on the basis of population after allotting each county at least one representative, thereby giving an effective voice to the factor of population in that branch of our General Assembly. Today, 124 years later, we have one hundred counties in the State, with the same number of representatives and with the same allocation formula used in 1835. This means, after allocation of one representative per county, there remain only twenty seats to be apportioned among the larger counties on the basis of population.

Our Senate membership of fifty members also originated in 1835, but it was not until 1868 that the provision for our present system of districts, containing "equal proportions" of the State's population, was placed in our Constitution. Therefore, at the present time the Senate, by reason of our constitutional provision, is intended to give effective representation to the factor of population; and by reason of the existence of one hundred counties and the limited number of representatives to be apportioned thereto, our House, under the Constitution, gives emphasis to representation on the basis of geographical units rather than population.

Neither Senate nor House representation has been reapportioned since 1941. Since then, the population of North Carolina has increased from approximately three and one-half million to more than an estimated four million six hundred thousand. And we are confronted with the undesirable situation in which, because of its failure to act, the General Assembly itself is subject to the charge that it has ignored a clear and plain requirement of the Constitution.

There are many ways of reapportionment. I personally would not object to adding to the number of senators and/or representatives but I am willing to leave that to you. I do want to say, with all emphasis possible, you should take action of some kind that will definitely and continually insure reapportionment when due. This is your duty!

ARTICLE III, EXECUTIVE DEPARTMENT

The Study Commission report properly provides for succession in the Executive Branch but does not discuss the constitutional provision prohibiting the Governor from serving more than one consecutive term. Based on my own experience of working on a long-range State program, I think a governor should be allowed a second consecutive term if the people vote to return him to office. Under no conditions should such a change, if made, apply to me but I hope you will look seriously at the second term and at the lack of veto power. It is somewhat difficult to understand why our State is the only one in the Union in which the governor lacks the veto power.

ARTICLE V, REVENUE, TAXATION AND PUBLIC DEBT

The Constitutional Study Commission recommends revision of the language of Article V in accordance with the report of the Tax Study Commission. As I said in my biennial message:

"There is no greater fiscal obligation upon government than to insure that our tax laws are equitable and that unjust weight does not fall upon any individual taxpayer nor upon any particular group of taxpayers."

This suggested revision for tax administration improvement is sound and should be adopted.

ARTICLE VII, EDUCATION

Our present Constitution contains language to the effect that "the General Assembly . . . shall provide . . . for a general and uniform system of public schools." This language was placed in our State Constitution in 1868 and through these many years has provided a sound and enduring beacon light for the people of North Carolina. It has meant that the people of our State were interested in education for the children of this State, throughout the length and breadth of the State. It has kept before us a high ideal, a worthy objective, and a practical guide. It has meant that the General Assembly would take appropriate action to promote and encourage education in all corners of the State, in all sections, and in all places. Historically, this constitutional provision has not been interpreted to mean that as a physical fact every locality in the State should have exactly the same public school facilities and exactly the same level of achievement. This has not been the case because historically the support and maintenance of our public schools began with the localities themselves. However, the mandate which has been constant on the General Assembly has been that educational opportunity and authority would, under law, be available to all localities and counties throughout the State.

The written report of the Constitutional Commission in its explanation of the suggested deletion of this requirement states that the phrase should be removed "as a possible source of conflict with the local option provisions" which were adopted in 1956.

Since the release of this report the Attorney General has advised that there is no overriding legal reason for deleting the "general and uniform" provision. Based upon this view of the legal question, the Chairman of the Constitutional Study Commission has also stated that he believes all or most of the individual members of the Commission would prefer not to delete this language in the absence of compelling legal reason to do so. I have previously made public my own position on this matter, and simply reiterate that in my view the provision for "general and uniform system of public schools" should be retained in our Constitution.

ARTICLE IV, JUDICIAL DEPARTMENT

In my opinion, the most important aspect of constitutional revision concerns the judicial branch of our government and the vital need for improvement in the administration of justice.

As you know, I am not a lawyer, but from the beginning of my service as Governor of the State I have had a great interest in our courts and in all aspects of the administration of justice. As Governor, I have constantly been impressed with the great importance of the judicial branch of our government. The operation of our courts, the actions of our judges, solicitors, and all other officers directly connected with our courts have a daily impact on the citizens of North Carolina, in every community of the State.

In speaking to the North Carolina Bar Association Annual Convention at Asheville in 1955, I expressed to them my conviction that the lawyers of North Carolina should take the lead in making a thorough and objective study of our courts, and based upon their findings, then take the lead to show our State what should be done to improve the administration of justice in North Carolina.

The lawyers of this State, acting through their State Bar Association, accepted this challenge. By the time of the next annual meeting of the North Carolina Bar Association in 1956, we were fortunate in securing a sizeable grant in private foundation funds to carry forward this work.

Since 1955, we have had in North Carolina the most thorough study of our courts in the history of our State, and one of the most complete and thorough studies of the courts of any state that has been made at any time, anywhere in our Nation. We are indeed grateful to the able and devoted chairman and to members of the Bar Association Court Committee for the public service they have rendered our State.

The fact that it was felt we should undertake a careful appraisal of the organization and administration of our courts did not mean then and still does not mean that we do not appreciate the good service which our lawyers, judges and courts in general have rendered to North Carolina in the past and are continuing to render. It was simply recognized that we had, and still have, some serious shortcomings which ought to be corrected.

May I make this further observation on the background of the court study which was conducted by the committee of the North Carolina Bar Association. The leaders of our Bar early came to the conclusion that any effective action to improve the administration of courts in our State must have the active interest and participation of lay citizens, who would work with the lawyers and the judges and other court officials. Accordingly, when the basic research studies were being completed and ready for consideration by the court study committee in 1957, the President of the North Carolina Bar Association appointed an equal number of laymen to work on the committee with the lawyer members.

From the time that this great project was undertaken in 1955, every effort was made to seek and obtain the assistance and advice of the Bench and Bar of this State, in first discovering the day-to-day working of the courts and ascertaining the problems which exist, and then in considering the various points of view as to how best to remedy the faults which were found to exist. I am told that every recommendation which was made by this committee in its final report is the result of suggestions made by some lawyer or some judge in North Carolina. In short, what has been put forward for our consideration is not something handed to us from another state or another country, but something evolved, considered, discussed, and presented by our own people. In turn, the court study committee has itself conducted its studies and its deliberations in full public view. Our people have had the opportunity to become acquainted with first the tentative and then the final conclusions of the committee, and have had the opportunity to consider and to discuss with their neighbors and fellow citizens that which has been considered and discussed by the committee itself.

What are some of the facts and some of the problems which have been brought to light during the course of this careful study of our courts?

First, looking generally at the total picture in our State, we see one Supreme Court, 100 Superior Courts, 256 Recorder-type courts, 144 Mayors' courts, and 940 Justice of the Peace courts. These all add up to a total of at least 1,441 courts at all levels and of all jurisdictions. Of greatest impact, however, in considering the total court picture is the fact that we cannot with complete accuracy say that we have a judicial "system." About the only thing that these 1,441 courts have in common is that each exercises some share of the judicial authority of the State.

Let us look at the financing of our 1,441 separate courts. For the State as a whole, we have learned that the counties spend on the courts approximately

\$700,000 more than they collect in fees and costs. We have learned that for the State as a whole, municipalities have operated their courts at an annual profit of almost \$900,000. This means, unfortunately, that many of our municipal courts are operated as profit-making enterprises, in that costs and fees are arbitrarily set in excess of reasonably anticipated expenditures for the operation of these courts. In a recent year, the justice of the peace courts in North Carolina handled over 88,000 criminal cases, in which their fee was not collected unless the defendant was found guilty. There is but one characterization of this aspect of the Justice of the Peace court: as a system, this is not justice; this is a travesty of justice.

We know that, from the standpoint of organization, administration, and questionable financing, our greatest problems are found in the courts below the Superior Court level. We have able and outstanding Superior Court judges and for the most part we know that our courts at this level are conducted in a way to justify our praise and commendation. Yet, we must also recognize that there are some administrative and organizational problems at the Superior Court level. It is a fact, for example, that there is a growing backlog of cases awaiting trial in the Superior Courts. In the fiscal year 1957-58, the number of civil cases on the docket of fifty-two Superior Courts on which data was obtained increased by 1,866. Upon a detailed check of the records of forty-four Superior Courts, it was found that of a total of 12,276 civil cases then awaiting trial, 62% had been pending more than one year, and 43% had been pending more than two years. Of the 6,179 criminal cases pending in the 100 Superior Courts on January 1, 1957, approximately 20% had been pending more than a year. In one solicitorial district in North Carolina, the number of criminal cases pending increased by 300 in the fiscal year 1957-58.

Much court time is lost and delay in handling litigation is inevitable under our present system of attempting to fix Superior Court terms by statute two or more years in advance. This condition is aggravated by the lack of systematic calendaring practices in many Superior Courts and by the frequent granting of continuances in civil cases. In 1957, 63% of the civil and mixed terms in our Superior Courts used less than a full five-day week. In 1957-58, only 75% of the scheduled days in civil court in the Superior Courts of North Carolina were actually used. Yet, the number of pending cases continues to increase.

A majority of our Recorder-type courts now in active operation were established under one of the present dozen "general laws" which authorized establishment of these type courts. Yet, these courts in fact vary widely in every respect: in the manner of selection of judges, solicitors and clerks; in civil and criminal jurisdiction; in procedures; in the fees and costs which are charged; and in the availability of jury trial. For a defendant who pleads guilty to a minor criminal charge, costs in these inferior courts vary from \$7.00 in one court to \$28.00 in another. Quite often, the fees charged in some of these courts have no relationship whatever to the actual cost of the case being tried.

In 1957, North Carolina had approximately 940 active Justice of the Peace courts, and 144 active Mayors' courts of comparable jurisdiction. In 20 counties in our State, these were the only courts available below the Superior Court level. Unquestionably, many of these type courts are conducted in a dignified and efficient way, and perform a most useful public service in being available for the trial of petty civil and criminal cases. Yet, we know that in all too many instances the justice of the peace courts are operated primarily as bill-collecting agencies, exercising the power and dignity of the State of North Carolina for this purpose

and doing this so well that some Justices of the Peace in this State earn incomes larger than the salary of a Superior Court judge. The almost complete lack of any reliable record-keeping and reporting by Justice of the Peace courts, the casual manner in which many of these courts conduct judicial proceedings, the existence of a system under which the presiding magistrate is paid in criminal cases only if he finds the defendant guilty, all add up to an overwhelming indictment of the system. And the State Association of Justices of the Peace has made some recommendations for improvements.

We now come to the question of what should we do to eliminate those serious problems which we know exist in the administration of our courts.

These are objectives which have been pinpointed by the Bar Association Committee, and which merit most careful consideration:

(1) Combine all North Carolina courts into one organization to bring uniformity and coordination to the administration of justice.

(2) Make the Chief Justice of the North Carolina Supreme Court the executive head of this state-wide court system, and by thus pinpointing administrative responsibility in the operation of our courts, enable the people of the State to get maximum results with minimum cost and loss of time to taxpayers and litigants.

(3) Add laymen to the Judicial Council, which is now composed of lawyers only, and make it both an advisory body to the executive head of the court system as well as a liaison agency between the courts and the people of the State.

(4) Give the Supreme Court the power to make the rules for the mechanics of operating the courts and for trying cases in them, and the responsibility for keeping these rules up to date.

(5) Provide for a uniform method of selecting judges and trial magistrates for the local courts, below the Superior Court level, throughout the entire State, to help insure unbiased and prompt judgment in all cases brought before such courts.

(6) Put the selection of citizens for jury service into the hands of sworn jury commissioners who will perform their duties under the supervision of the Superior Court judge, with the purpose of insuring that juries will always consist of responsible, capable and conscientious citizens.

We can obtain these laudable objectives by appropriate revision of Article IV of our State Constitution. As you know, sometime ago the Bar Association Court Study Committee released its recommendations, together with a suggested draft of the judiciary article of our Constitution, and this has been widely distributed and publicized over the State. In addition, the Constitutional Study Commission has also given very careful consideration to the problem of our courts and also suggests for your consideration a revision of the judiciary article of our Constitution.

I shall not take the time to compare these two suggested drafts in detail, but will state clearly my view on selection of judges. Neither the report of the Bar Association Committee nor the report of the Constitutional Study Commission recommends any change in the method of selecting the judges of the Supreme Court and the Superior Courts, and as I have said before, I think we should continue to elect the judges for these courts.

As for judges of the district courts, I basically favor their election, but as some are now elected and some appointed, I would leave the precise method of selection to the General Assembly. I agree with both study groups that the Justices of the Peace (or trial magistrates or commissioners) should be appointed.

Both the Bar Association Committee and the Constitutional Study Commission reached the conclusion that we need a substantial revision in the judiciary article of the Constitution. In evaluating the specific approaches we may take on court organization and administration, I would like to give special emphasis to one fact. The State of North Carolina has a continuing and inescapable obligation to every one of her citizens and indeed to every person who comes within her borders—to provide a system of courts, in every one of which justice may be had promptly, at reasonable cost to the parties.

This obligation, the State cannot avoid. Nor can we in good faith pass this duty on to the counties and municipalities and then criticize our counties and municipalities for administering their courts in the light of their local interests.

There may have been a time, and perhaps not too long ago, when our courts were largely a local concern—when a breakdown in the administration of justice in a given court affected very few people except those of the town or county in which the court was located. But certainly today, with our extensive business and commercial activities of statewide and interstate character, with our highly mobile population, with the large number of visitors coming into and through the State, it is a matter of the most profound concern to the State as a whole when any single court fails to meet high standards of judicial administration.

If we are to meet this obligation of the State to provide for the just, uniform, and efficient administration of justice, we must view all of the courts as part of the single judicial system through which this obligation is met. At the same time, this system must be one in which the people of the State at the local level will continue to take a vital interest and in which they will have a share of responsibility for making it work properly.

There is no officer or agency of our state government with clear responsibility for continuously observing and examining our entire court system, for taking action to remedy administrative defects which are found, and doing so in the light of needs of the whole system of courts as well as the individual specific needs of a single court. If real improvement is to be made in the courts of North Carolina, this responsibility must be constitutionally vested somewhere. And there are only two agencies in which such responsibility can be appropriately vested, the Supreme Court of North Carolina or the General Assembly. Both are elected by the people. Both are responsible to the people. Both bodies now exercise vast powers which greatly affect the lives and property of all citizens. Both do so responsibly and ably. The people of North Carolina trust the General Assembly and the Supreme Court. The question which confronts us must, therefore, be answered not in terms of which of these branches of our government we would trust more or less, but which can carry out this responsibility of judicial administration most effectively.

Under our fundamental philosophy of the separation of powers, it would seem that the responsibility for judicial administration should be placed in the Supreme Court. The Supreme Court is almost continuously in session and it is intimately and solely concerned with the business of the courts. As our highest appellate court, and by the nature of its duties, the members of that court think in terms of the state-wide interest. It seems to me that the Supreme Court, with proper administrative help, on the basis of all practical measurements, is better fitted to carry out this task of court administration than is the General Assembly.

Without attempting to say precisely what item of detail should be written into the Constitution, it is my opinion that we should vest the responsibility for administration of a unified court system in the Supreme Court of North Carolina.

If the Supreme Court is to have responsibility for the effective administration of the court system, it must also have essential authority to carry out this responsibility.

I realize that vesting such authority and responsibility for judicial administration in our highest appellate court is open to the objection that when this is done by the Constitution itself, the legislative branch is thereafter restricted, if through action or inaction by the judiciary such an approach is ineffective, or found to be generally unacceptable to our people.

If this delegation of responsibility, without recourse except by amendment of the Constitution, be deemed unwise, it is my recommendation that we vest this responsibility in the judiciary, subject to the constitutional provision that any authority with respect to judicial administration vested in the Supreme Court by this revision may be exercised by the General Assembly itself, by a three-fifths vote of the Senate and the House of Representatives, without a vote of the people.

Let me emphasize that under the recommendations submitted by the Bar Association Court Study Committee there are many subjects with respect to the judicial branch on which the General Assembly retains its present full control. The General Assembly would determine the number of Superior Court judges and solicitors, district court judges and solicitors, and justices of the peace (or trial commissioners or magistrates, whichever term is used), and would fix their compensation. The General Assembly would fix all court fees and costs, except those of the appellate court. The number and boundaries of the judicial and solicitorial districts would continue to be fixed by the General Assembly. The General Assembly would have over-all budgetary supervision of the courts, as it should; and would continue to possess adequate and effective authority to take all appropriate action with respect to basic policy matters in the operation of our courts.

There is one other important aspect of court administration which does not involve revision of the Constitution. A few days ago, in response to your specific request at the 1957 Session, the Court Study Committee submitted to you a separate report on the position of Superior Court solicitors. That report recommends, among other things, that by statutory enactment Superior Court solicitors be made full-time officials.

Each of the 21 Superior Court solicitors throughout the State receives the same pay and allowances from the State, yet the amount of work they are called upon to do in prosecuting the criminal docket varies widely from one district to another. One solicitorial district contains two counties, another district contains ten. The number of days of criminal court which must be attended by the solicitor varied from 68 days in one district to 214 in another, during the same year. The number of cases disposed of varied from 498 in one district to 1,666 in another district in the same year.

Aside from the disparity in work-load distribution among our Superior Court solicitors, which should be re-examined periodically, it seems to me that the time has come when our solicitors should devote full time to their public duties. Inevitably, there is a potential conflict of interest present when, if nothing else, the time and energy demands of a private law practice compete directly with the demand of public service.

I am sure you will want to give very careful consideration to the study and recommendations on the solicitors, and I urge that you take action to make them full-time officials and do whatever else necessary to make this important position more effective.

CONCLUSION

The revision of our State Constitution confronts us with a serious and challenging task. This is a task demanding and deserving of our very best labors. It is a task which demands thorough consideration and thorough discussion. Decisions will not and should not be reached in haste or in such a way that valid and varied points of view are not appropriately considered. I have every confidence that this General Assembly will rise to this great task, and will revise our 1868 Constitution in keeping with the times and to prepare for North Carolina's great future. I believe that the next few weeks will provide you ample time in which to consider these revisions and make your decisions on the Constitution you will submit to a vote of the people. I believe that 1959 should, and will, take its place, along with 1776, 1835 and 1868, as a milestone in the constitutional history of North Carolina.

Thank you, and may God bless each of you as you continue your service for our State.

Upon motion of Senator Morgan of Cleveland, the Joint Session dissolves and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Medford: S. B. 129, a bill amending Section 1 of Chapter 795, Session Laws of 1955, relating to the compensation of the sheriff of Haywood County.

Referred to Committee on Salaries and Fees.

By Senator Williamson: S. B. 130, a bill to authorize the board of commissioners of Columbus County to appoint a deputy recorder of the Columbus County Recorder's Court and to fix his salary.

Referred to Committee on Courts and Judicial Districts.

By Senator Williamson: S. B. 131, a bill to authorize the board of county commissioners of Columbus County to increase the salaries and travel allowances of county employees.

Referred to Committee on Salaries and Fees.

By Senator Williamson: S. B. 132, a bill to fix the compensation, travel and subsistence allowance of the members of the board of county commissioners of Columbus County.

Referred to Committee on Salaries and Fees.

By Senator Williamson: S. B. 133, a bill to provide for the appointment of a school committee for Central High School in the city of Whiteville.

Referred to Committee on Education.

By Senator Williamson: S. B. 134, a bill to amend Article 9 of Chapter 120 of the General Statutes so as to prohibit chairmen and heads of State departments, agencies or commissions from doing any act which would require registration as a lobbyist pursuant to General Statutes 120-40.

Referred to Committee on State Government.

By Senator Peel: S. B. 135, a bill to amend General Statutes 1-175, relating to the time within which application for continuance before term must be made.

Referred to Committee on Courts and Judicial Districts.

By Senator Peel: S. B. 136, a bill to amend General Statutes 1-145, relating to verification by one of several parties pleading together.

Referred to Committee on Judiciary No. 2.

By Senator Peel: S. B. 137, a bill to rewrite General Statutes 8-72, relating to the notice required for taking depositions.

Referred to Committee on Judiciary No. 2.

By Senator Frink: S. B. 138, a bill to amend Article 21 of Chapter 58 of the General Statutes, relating to the State property fire insurance fund.

Referred to Committee on Insurance.

By Senator Rose: S. B. 139, a bill to amend Chapter 131 of the General Statutes relating to student loan funds administered by the North Carolina Medical Care Commission.

Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 144, a bill to amend General Statutes 15-203, relating to the duties of the Director of Probation, so as to authorize the Director of Probation to request extradition through the office of the Governor.

Referred to Committee on Penal Institutions.

H. B. 168, a bill to amend Section 3 of Chapter 1062 of the 1953 Session Laws as heretofore amended by Chapter 565 of the Session Laws of 1955, relating to the corporate limits of the city of Elizabeth City.

Referred to Committee on Counties, Cities and Towns.

H. B. 172, a bill amending Chapter 124 of the 1955 Session Laws, as amended, providing for the regulation of the subdivision of land in and around the city of Charlotte by substituting an enlarged territory covered by said Act.

Referred to Committee on Counties, Cities and Towns.

H. B. 173, a bill amending Chapter 123 of the 1955 Session Laws, as amended, to extend the planning, zoning, building regulation and subdivision regulation powers of the city of Charlotte and its governing body to a described territory beyond and surrounding the corporate limits of the city of Charlotte by substituting an enlarged territory covered by said Act.

Referred to Committee on Counties, Cities and Towns.

H. B. 174, a bill creating a civil service commission in the city of Hendersonville, North Carolina, for the members of the Hendersonville Police Department and the Hendersonville Fire Department, and fixing the duties, responsibilities and qualification thereof.

Referred to Committee on Local Government.

H. B. 175, a bill to appoint a member of the board of water commissioners of the city of Hendersonville.

Referred to Committee on Local Government.

H. B. 186, a bill relating to the compensation of jurors in Rowan County.

Referred to Committee on Salaries and Fees.

H. B. 203, a bill to prohibit hunting in Gates County with firearms other than shotguns and rifles of .22 caliber or less.

Referred to Committee on Wildlife.

H. B. 204, a bill to amend General Statutes 20-125 so as to authorize sirens and flashing red lights to be equipped and used upon vehicles operated by sheriffs, deputy sheriffs and other peace officers in Brunswick County.

Referred to Committee on Public Roads.

H. B. 207, a bill to amend General Statutes 14-335 with respect to public drunkenness in Caswell County.

Referred to Committee on Judiciary No. 1.

H. B. 208, a bill relating to the dog warden of Caswell County.

Referred to Committee on Judiciary No. 1.

H. B. 209, a bill rewriting Section 5 of Chapter 265, Session Laws of 1949, so as to authorize the board of commissioners of Caswell County to fix the times when the recorder's court of Caswell County shall conduct jury trials.

Referred to Committee on Judiciary No. 1.

H. B. 211, a bill to authorize the board of county commissioners of Hyde County to make certain payments in connection with certain dredging operations and a public dock and for other purposes.

Referred to Committee on Appropriations.

H. B. 214, a bill to amend the charter of the city of Thomasville by re-defining the boundaries of the four wards of the city of Thomasville.

Referred to Committee on Local Government.

H. B. 215, a bill providing that the boundaries of the city of Thomasville City Administrative School Unit shall be coterminous with boundaries of the city of Thomasville.

Referred to Committee on Local Government.

H. B. 225, a bill to amend General Statutes 105-287, relating to listing and assessment of taxes in Henderson County.

Referred to Committee on Finance.

H. B. 221, a bill to amend Article 24 of Chapter 7 of the General Statutes of North Carolina, relating to recorders' courts as it applies to such court in the town of Southern Pines.

Upon motion of Senator Currie of Moore, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 228, a bill to amend Chapter 68 of the Private Laws of 1913, relating to the charter of the city of Hickory in Catawba County.

Referred to Committee on Counties, Cities and Towns.

H. B. 230, a bill to postpone revaluation of real property for ad valorem taxes in Washington County until the year 1963.

Referred to Committee on Finance.

H. B. 233, a bill repealing Chapter 10, Public Local Laws of 1941, abolishing tax penalties, insofar as the same applies to Macon County.

Referred to Committee on Finance.

H. B. 235, a bill amending Chapter 1104, Session Laws of 1955, as amended by Chapter 1383, Session Laws of 1957, so as to remove Macon County from the provisions of said Act.

Referred to Committee on Judiciary No. 1.

H. B. 265, a bill amending Section 7 of H. B. 50 of the 1959 Session, ratified February 24, 1959, and rewriting Section 9 of said Act, relating to primary and

general elections in the town of Rockwell in Rowan County.

Upon motion of Senator Kesler, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 266, a bill amending Section 8 of Chapter 14, Session Laws of 1957, and rewriting Section 10 of the said Act, relating to primary and general elections in the town of Granite Quarry.

Upon motion of Senator Kesler, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 60, a bill to authorize the board of county commissioners of Halifax County to levy a tax upon the property of Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated," a non-profit, charitable organization, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Yow—43.

H. B. 28, a bill to authorize the county of Caldwell to construct and equip a new county building near the city of Lenoir, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Yow—43.

H. B. 85, a bill to amend General Statutes 153-77 so as to authorize the issuance of bonds and the levy of a tax for county office building purposes in Johnston County, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Yow—43.

H. B. 122, a bill to amend Section 4 of Chapter 1062 of the 1953 Session Laws, relating to the boundaries of the wards in the city of Elizabeth City, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Yow—43.

H. B. 86, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 141, a bill relating to the compensation of certain officials of Rutherford County.

Passes its second and third readings and is ordered enrolled.

H. B. 166, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Pasquotank County.

Passes its second and third readings and is ordered enrolled.

H. B. 191, a bill to prohibit the throwing of dead chickens, other fowl, eggs and any other debris, trash or garbage in streams or along county roads and city streets in Clay County.

Passes its second and third readings and is ordered enrolled.

H. B. 178, a bill amending General Statutes 115-121 to provide that supplemental elections in city administrative units formed from portions of contiguous counties may be called and conducted by the governing body of the municipality rather than by the board of county commissioners.

Passes its second and third readings and is ordered enrolled.

S. B. 56, a bill concerning the assignment of an assistant attorney general to the Utilities Commission.

Senator Cooke offers an amendment, which is adopted.

Upon motion of Senator Hancock, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 26, a bill clarifying the authority of the State Department of Archives and History to conduct a records management program for State agencies.

Passes its second and third readings and is ordered enrolled.

H. B. 115, a bill to regulate the sale of certain vegetable plants offered for the purpose of transplanting and propagation.

Upon motion of Senator Rose, action on the bill is postponed until tomorrow.

Upon motion of Senator Morgan, the Senate adjourns to meet tomorrow at 12 M.

THIRTY-THIRD DAY

SENATE CHAMBER,
Friday, March 13, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomas, the courtesies of the galleries are extended to the teachers and the students of the Marshville High School of Union County.

Upon motion of Senator Alford, the courtesies of the galleries are extended to the teachers and the students of the Willifordton School of Nash County.

Upon motion of Senator Forsyth, the courtesies of the galleries are extended to the teachers and the students of the Bryson City School of Swain County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 29, an act amending the charter of the board of light and water commissioners of the city of Concord.

S. B. 117, an act to extend the time for making the quadrennial revaluation and reassessment of real property in Iredell County.

H. B. 26, an act clarifying the authority of the State Department of Archives and History to conduct a records management program for state agencies.

H. B. 86, an act to extend the time for making the quadrennial revaluation and reassessment of real property in Johnston County.

H. B. 141, an act relating to the compensation of certain officials of Rutherford County.

H. B. 166, an act to extend the time for making the quadrennial revaluation and reassessment of real property in Pasquotank County.

H. B. 178, an act amending General Statutes 115-121 to provide that supplemental elections in city administrative units formed from portions of contiguous counties may be called and conducted by the governing body of the municipality rather than by the board of county commissioners.

H. B. 191, an act to prohibit the throwing of dead chickens, other fowl, eggs and any other debris, trash or garbage in streams or along county roads and city streets in Clay County.

H. B. 221, an act to amend Article 24 of Chapter 7 of the General Statutes of North Carolina, relating to recorders' courts as it applies to such court in the town of Southern Pines.

H. B. 265, an act amending Section 7 of H. B. 50 of the 1957 Session, ratified February 24, 1959, and rewriting Section 9 of the said act relating to primary and general elections in the town of Rockwell in Rowan County.

H. B. 266, an act amending Section 8 of Chapter 14, Session Laws of 1959, and rewriting Section 10 of the said act, relating to primary and general elections in the town of Granite Quarry.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Frink: S. B. 140, a bill authorizing and directing the State Treasurer to refund money paid to the Commissioner of Insurance and held by the State Treasurer under the Firemen's Pension Fund Act, being Chapter 1420 of the Session Laws of 1957, which Act has been declared unconstitutional by the Supreme Court of North Carolina.

Referred to Committee on Insurance.

By Senators Jordan, Whitley, Williamson, Mercer and Garrison: S. B. 141, a bill to provide a salary increase for public school teachers, faculties of State Institutions of higher education and State employees, to provide cumulative sick leave for teachers and to provide for a two-year agricultural course and to raise such additional revenue as is necessary therefor.

Referred to Committee on Finance.

By Senator Crew: S. B. 142, a bill to amend Chapter 67 of the Public Local Laws of 1937, relating to the election of commissioners for the city of Roanoke Rapids.

Referred to Committee on Judiciary No. 1.

By Senator Kirkman: S. B. 143, a bill concerning gifts of securities and money to minors and to make uniform the law with reference thereto.

Referred to Committee on Judiciary No. 2.

By Senator Currie of Durham: S. B. 144, a bill to provide that shares of building and loan associations and Federal savings and loan associations may be accepted by any agency, department, or official of the State of North Carolina that requires that securities be deposited with such agency, department, or official.

Referred to Committee on Judiciary No. 1.

By Senator Medford: S. B. 145, a bill amending General Statutes 15-153 so as to permit a bill of particulars in order to protect the defendant from a second prosecution.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 23, a bill authorizing the appointment of acting heads of certain state agencies in certain cases.

Referred to Committee on State Government.

H. B. 111, a bill to amend General Statutes 62-121.29 relating to tariffs of common carriers.

Referred to Committee on Public Utilities.

H. B. 112, a bill to amend General Statutes 62-121.47 relating to exemptions from the Bus Act of 1949.

Referred to Committee on Public Utilities.

H. B. 183, a bill amending Chapter 103, Session Laws of 1945, fixing the fees for jurors and grand jurors in Washington County.

Referred to Committee on Salaries and Fees.

H. B. 210, a bill to amend General Statutes 157-76 relating to the compensation of the board of viewers appointed to examine lands in the establishment of drainage districts.

Referred to Committee on State Government.

H. B. 216, a bill to amend the charter of the city of Thomasville by defining the corporate limits of the city to include the areas annexed prior to December 31, 1958.

Referred to Committee on Local Government.

H. B. 184, a bill rewriting Section 1 of Chapter 574, Session Laws of 1957, which amends General Statutes 105-345 relating to penalties and deductions for non-payment of taxes, so far as the same apply to Washington County.

Referred to Committee on Appropriations.

H. B. 199, a bill to validate the application of the city of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

Referred to Committee on Appropriations.

H. B. 224, a bill to amend General Statutes 14-259 relating to the limit that may be expended for the purchase of motor vehicles by the State of North Carolina.

Referred to Committee on Appropriations.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 60, a bill to authorize the board of county commissioners of Halifax County to levy a tax upon the property of Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated," a non-profit, charitable organization, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow,—44.

The bill is ordered sent to the House of Representatives.

H. B. 28, a bill to authorize the county of Caldwell to construct and equip a new county building near the city of Lenoir, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—44.

The bill is ordered enrolled.

H. B. 85, a bill to amend General Statutes 153-77 so as to authorize the issuance of bonds and the levy of a tax for county office building purposes in Johnston County, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—44.

The bill is ordered enrolled.

H. B. 122, a bill to amend Section 4 of Chapter 1062 of the 1953 Session Laws relating to the boundaries of the wards in the city of Elizabeth City, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—44.

The bill is ordered enrolled.

S. B. 108, a bill to extend the corporate limits of the town of Scotland Neck in Halifax County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—44.

S. B. 115, a bill to amend Chapter 193 of the Private Laws of 1923, relating to the charter of the town of Enfield, in Halifax County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—44.

H. B. 149, a bill to extend the corporate limits of the town of Edenton in Chowan County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—44.

S. B. 9, a bill changing the name of "The West Rockingham Cities Administrative School Unit" to the "Madison-Mayodan City Administrative Unit"; providing for the nomination and election of members of the Madison-Mayodan City Board of Education; fixing the terms of office of members; and providing for filling vacancies in the membership of said Board of Education.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 114, a bill authorizing the tax supervisor for Halifax County to appoint county deputy tax collectors as ex officio tax list takers and assessors.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 19, a bill amending General Statutes 115-19 insofar as the same relates to Jackson County, and repealing Chapter 490, Session Laws of 1953, relating to the nomination of members of the Jackson County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 38, a bill amending the charter of the town of Hayesville to provide for the nomination of candidates for the offices of mayor and members of the board of commissioners by party primaries, to provide for terms of office of two years for such officers and to fix their compensation.

Passes its second and third readings and is ordered enrolled.

H. B. 123, a bill to amend Section 3 of Chapter 1450 of the Session Laws of 1957 relating to fees for building permits in the extra-territorial planning and zoning district of the city of Elizabeth City.

Passes its second and third readings and is ordered enrolled.

H. B. 140, a bill amending General Statutes 115-19 relating to the nomination and appointment of members of the Graham County Board of Education and fixing their terms of office.

Passes its second and third readings and is ordered enrolled.

H. B. 155, a bill to authorize the Richmond County Board of Education to dispose of certain property at private sale.

Passes its second and third readings and is ordered enrolled.

H. B. 163, a bill appointing members of the Madison County Board of Education and fixing their terms of office.

Passes its second and third readings and is ordered enrolled.

H. B. 180, a bill to authorize the board of county commissioners of Sampson County to employ tax collectors on a commission basis.

Passes its second and third readings and is ordered enrolled.

S. B. 5, a bill to amend Chapter 130 of the General Statutes so as to require the vaccination of young children against Poliomyelitis (Infantile Paralysis).

The amendments offered by the Committee are adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 74, a bill to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 75, a bill to amend Chapter 26 of the General Statutes relating to the transfer of an obligation to the paying surety.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 76, a bill relating to the exercise of powers of joint personal representatives by one or more than one.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 77, a bill to permit joinder of the principal debtor as a party defendant when a surety is sued by a creditor.

The amendment offered by the Committee is adopted.

Upon motion of Senator Blackburn, action on the bill is postponed until Tuesday, March 17, 1959.

S. B. 79, a bill to amend General Statutes 24-2 so as to make its provisions apply where a debtor or other person seeks equitable relief.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 81, a bill to amend General Statutes 1-339.10(c) relating to the requirement of bond by an executor on sale of real property to make assets.

The amendment offered by the Committee is adopted.

Senator Garriss offers an amendment which is adopted.

The bill fails to pass its second reading.

S. B. 83, a bill to amend Section 391 of Chapter 14 of the General Statutes.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 88, a bill to amend Chapter 166 of the General Statutes relating to civil defense.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 89, a bill to amend Chapter 108 of the General Statutes of North Carolina, relating to the manner of payment of public assistance.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 90, a bill to amend Section 108-12 of the General Statutes of North Carolina, relating to the compensation of members of county welfare boards.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 91, a bill to amend Section 108-73.24 of the General Statutes of North Carolina relating to payments for hospitalization of recipients of public assistance.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 95, a bill to amend General Statutes 112-20 so as to provide that widows of Confederate soldiers may receive a pension from the State while receiving a pension from any other state or from the United States.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 70, a bill amending General Statutes 47-95 relative to acknowledgments taken by notaries interested as trustee or holding other office.

Passes its second and third readings and is ordered enrolled.

H. B. 115, a bill to regulate the sale of certain vegetable plants offered for the purpose of transplanting and propagation.

The amendments offered by the Committee are adopted.

Senator Morgan of Cleveland offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local Bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

THIRTY-FOURTH DAY

SENATE CHAMBER,
Saturday, March 14, 1959.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland County, the Principal Clerk S. Ray Byerly calls Senator Forsyth to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Reavis for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 5, a bill to amend Chapter 130 of the General Statutes so as to require the vaccination of young children against Poliomyelitis (Infantile Paralysis).

S. B. 9, a bill changing the name of "The West Rockingham Cities Administrative School Unit" to the "Madison-Mayodan City Administrative Unit"; providing for the nomination and election of members of the Madison-Mayodan City Board of Education; fixing the terms of office of members; and providing for filling vacancies in the membership of said Board of Education.

S. B. 75, a bill to amend Chapter 26 of the General Statutes, relating to the transfer of an obligation to the paying surety.

S. B. 76, a bill relating to the exercise of powers of joint personal representatives by one or more than one.

S. B. 79, a bill to amend General Statutes 24-2 so as to make its provisions apply where a debtor or other person seeks equitable relief.

S. B. 83, a bill to amend Section 391 of Chapter 14 of the General Statutes.

S. B. 91, a bill to amend Section 108-73.17 of the General Statutes of North Carolina, relating to payments for hospitalization of recipients of public assistance.

S. B. 74, a bill to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

Upon motion of Senator Henkel, the Senate adjourns to meet Monday evening at 8 o'clock.

THIRTY-FIFTH DAY

SENATE CHAMBER,
Monday, March 16, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland County.

Prayer is offered by Rev. Worth Sweet, Pastor of Franklinville Methodist Church, Franklinville, N. C.

Senator Hancock for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hancock, the courtesies of the lobby are extended to Mrs. Avery, Mrs. Brittian and Mrs. Tripett of Granville County.

Upon motion of Senator Peel, the courtesies of the floor are extended to former Senator Robert Cowan, and the courtesies of the lobby to Mrs. Cowan, wife of former Senator Cowan.

Upon motion of Senator Monroe, the courtesies of the floor are extended to former Senator Dr. W. D. James of Richmond County and the courtesies of the lobby to Mrs. James, wife of former Senator James.

Upon motion of Senator Henkel, the courtesies of the lobby are extended to Harry Keater of Iredell County.

Upon motion of Senator Morgan of Harnett, the courtesies of the lobby are extended to Mrs. Pat Lynch and Mrs. A. B. Johnston of Harnett County, and Brenda Bonkemeyer and Patricia Draughon are made honorary pages of the Senate.

Upon motion of Senator Currie of Durham, the courtesies of the galleries are extended to the Political Science Class of Duke University of Durham County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to G. A. Moore, Sr., and G. A. Moore, Jr., of Wake County.

Upon motion of Senator Forsyth, the courtesies of the lobby are extended to Mrs. Robert Finley of Wake County and Bessie Rosenblum and Clarissa Finley are made honorary pages of the Senate.

Upon motion of Senator Morgan of Harnett, Worth Sweet of Randolph County is made an honorary page of the Senate.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Rose: S. B. 146, a bill to authorize the board of county commissioners of Wayne County to fix fees charged by county officers and to authorize the board of county commissioners of said county to fix the number of salaried county employees and the compensation of county officials and employees.

Referred to Committee on Salaries and Fees.

By Senator Rose: S. B. 147, a bill relating to the issuance of warrants and receipts by justices of the peace in Wayne County.

Referred to Committee on Judiciary No. 1.

By Senator Rose: S. B. 148, a bill to amend Chapter 459 of the Session Laws of 1949 so as to increase the membership of the board of commissioners of the town of Eureka in Wayne County.

Referred to Committee on Counties, Cities and Towns.

By Senator Alford: S. B. 149, a bill to appropriate to the Department of Insurance sufficient funds with which to employ an additional fire prevention instructor.

Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 124, a bill authorizing Appalachian State Teachers College to use a part of its 1957 capital outlay appropriation for the construction and equipment of a home economics building and a home management house.

Referred to Committee on Appropriations.

H. B. 127, a bill to authorize the installation and use of sirens and red lights on all vehicles owned and operated by the State for law enforcement purposes.

Referred to Committee on Public Roads.

H. B. 217, a bill to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

Referred to Committee on Education.

H. B. 244, a bill authorizing the town of Oriental to appropriate to the Pamlico County Board of Education, nontax revenues to supplement the salaries of the teachers in the Oriental school.

Referred to Committee on Counties, Cities and Towns.

H. B. 245, a bill rewriting Section 4 of Chapter 937, Session Laws of 1949, so as to authorize the sheriff of Pamlico County to appoint deputies and to authorize the county board of commissioners of said county to fix the compensation of such deputies.

Referred to Committee on Counties, Cities and Towns.

S. B. 86, a bill to amend General Statutes 47-18 so as to make it correspond with General Statutes 47-20 and General Statutes 47-20.1 with regard to lien creditors and place of registration, for concurrence in the House amendment.

Upon motion of Senator Medford, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 108, a bill to extend the corporate limits of the town of Scotland Neck in Halifax County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered sent to the House of Representatives.

S. B. 115, a bill to amend Chapter 193 of the Private Laws of 1923, relating to the charter of the town of Enfield, in Halifax County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer,

Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered sent to the House of Representatives.

H. B. 149, a bill to extend the corporate limits of the town of Edenton in Chowan County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

S. B. 23, a bill relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Davis, the Senate adjourns to meet tomorrow at 12 M.

THIRTY-SIXTH DAY

SENATE CHAMBER,
Tuesday, March 17, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Bell, the courtesies of the floor are extended to former Senator Fred H. McIntyre of Mecklenburg County.

Upon motion of Senator Ross, the courtesies of the lobby are extended to Mfs. Sam Bason, wife of Senator Bason of Caswell County.

Upon motion of Senator Yow, the courtesies of the floor are extended to former Representative R. M. Keron, of New Hanover County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Fuquay Springs School of Wake County.

Upon motion of Senator Lanier, the courtesies of the lobby are extended to Betty June Hayes of Orange County.

Upon motion of Senator Andrews, the courtesies of the lobby are extended to Lemuel Johnston of Randolph County.

Upon motion of Senator Yow, the courtesies of the lobby are extended to Miss DeAnne Estes, Miss Wilmington, and Miss Nancy Stovall, Miss Teenage Azalea Princess, both of New Hanover County.

Upon motion of Senator Yow, the courtesies of the lobby are extended to Walker Taylor of New Hanover County.

Upon motion of Senator Simpkins, the courtesies of the floor are extended to former Senator D. L. Ward of Craven County, and the courtesies of the lobby are extended to Colonel and Mrs. E. B. Carney of Craven County.

Upon motion of Senator Simpkins, the courtesies of the lobby are extended to Lindsay Warren, Jr., son of Senator Warren of Beaufort County.

Upon motion of Senator Whitley, the courtesies of the lobby are extended to Judge William Godwin of Johnston County.

Upon motion of Senator Moore, H. B. 127, a bill to authorize installation and use of sirens and red lights on all vehicles owned and operated by the State for law enforcement purposes, is taken from the Committee on Public Roads and referred to the Committee on Wildlife.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 82, an act to amend Chapter 1 of the General Statutes so as to state the effect on a counterclaim of the granting of a nonsuit as to the plaintiff's cause of action.

H. B. 19, an act amending General Statutes 115-19 insofar as the same relates to Jackson County, and repealing Chapter 490, Session Laws of 1953, relating to the nomination of members of the Jackson County Board of Education.

H. B. 28, an act to authorize the county of Caldwell to construct and equip a new county building near the city of Lenoir, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

H. B. 38, an act amending the charter of the town of Hayesville to provide for the nomination of candidates for the offices of mayor and members of the board of commissioners by party primaries, to provide for terms of office of two years for such officers and to fix their compensation.

H. B. 70, an act amending General Statutes 47-95, relative to acknowledgments taken by notaries interested as trustee or holding other office.

H. B. 85, an act to amend General Statutes 153-77 so as to authorize the issuance of bonds and the levy of a tax for county office building purposes in Johnston County.

H. B. 122, an act to amend Section 4 of Chapter 1062 of the 1953 Session Laws, relating to the boundaries of the wards in the city of Elizabeth City.

H. B. 123, an act to amend Section 3 of Chapter 1450 of the Session Laws of 1957, relating to fees for building permits in the extra-territorial planning and zoning district of the city of Elizabeth City.

H. B. 140, an act amending General Statutes 115-19, relating to the nomination and appointment of members of the Graham County Board of Education and fixing their terms of office.

H. B. 155, an act to authorize the Richmond County Board of Education to dispose of certain property at private sale.

H. B. 163, an act appointing members of the Madison County Board of Education and fixing their terms of office.

H. B. 180, an act to authorize the board of county commissioners of Sampson County to employ tax collectors on a commission basis.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them and take their places on the Calendar, as follows:

By Senator Frink, for the Committee on Insurance:

S. B. 40, a bill to amend General Statutes 54-19, relating to loans by building and loan associations so as to permit such associations to make loans secured by shares of any such association in an amount not to exceed the withdrawable value thereof, with a favorable report.

S. B. 138, a bill to amend Article 21 of Chapter 58 of the General Statutes, relating to the State property fire insurance fund, with a favorable report.

S. B. 140, a bill authorizing and directing the State Treasurer to refund money paid to the Commissioner of Insurance and held by the State Treasurer under the Firemen's Pension Fund Act, being Chapter 1420 of the Session Laws of 1957, which Act has been declared unconstitutional by the Supreme Court of North Carolina, with a favorable report.

H. B. 119, a bill to amend General Statutes 160-200 (25), relating to insurance for municipal employees, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

H. B. 18, a bill amending General Statutes 115-169 as the same relates to Jackson County, fixing the punishment for violation of the compulsory attendance school law, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 101, a bill to provide for the microfilming of county records of permanent value for security purposes, with a favorable report, as amended.

S. B. 109, a bill to rewrite General Statutes 114-11.1 so as to clarify the requirement as to statistical data furnished the Chief Justice by the clerks of superior court, with a favorable report.

S. B. 110, a bill to amend General Statutes 15-200 to enlarge the jurisdiction of the superior courts in probation matters, with a favorable report, as amended.

S. B. 111, a bill to amend General Statutes 15-201 to provide per diem compensation for members of the State Probation Commission, with a favorable report.

S. B. 112, a bill to amend Article 20, Chapter 15 of the General Statutes by adding a new section to authorize the Probation Commission to delegate to the Director of Probation the authority to appoint and terminate the services of probation officers and clerks, with a favorable report.

S. B. 142, a bill to amend Chapter 67 of the Public Local Laws of 1937, relating to the election of commissioners for the city of Roanoke Rapids, with a favorable report.

S. B. 147, a bill relating to the issuance of warrants and receipts by justices of the peace in Wayne County, with a favorable report.

H. B. 147, a bill to amend General Statutes 47-115, relating to the execution of powers of attorney, with a favorable report, as amended.

H. B. 207, a bill to amend General Statutes 14-335 with respect to public drunkenness in Caswell County, with a favorable report.

H. B. 208, a bill relating to the dog warden of Caswell County, with a favorable report.

H. B. 209, a bill rewriting Section 5 of Chapter 265, Session Laws of 1949, so as to authorize the board of commissioners of Caswell County to fix the times when the recorder's court of Caswell County shall conduct jury trials, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 229, a bill rewriting Sections 1 and 2 of Chapter 575, Session Laws of 1957, fixing the compensation of the sheriff of Washington County and his deputies, and providing that the board of county commissioners of said county shall determine the number of deputies to be appointed by the sheriff.

Referred to Committee on Salaries and Fees.

H. B. 234, a bill amending Chapter 34, Session Laws of 1951, relating to the fees of jurors in Macon County.

Referred to Committee on Salaries and Fees.

H. B. 239, a bill to amend General Statutes 153-13, relating to the compensation of the members of the board of county commissioners of Alamance County.

Referred to Committee on Salaries and Fees.

H. B. 247, a bill to prevent false advertising as to going-out-of-business sales in Cumberland County.

Referred to Committee on Counties, Cities and Towns.

H. B. 251, a bill to divide the city of Hickory into six wards and to provide for new registration.

Upon motion of Senator Garrison, the rules are suspended and the bill is placed upon the Calendar.

H. B. 256, a bill amending Chapter 678, Session Laws of 1951, relating to the fees to be charged by the sheriff of Swain County for making arrests in criminal cases.

Referred to Committee on Salaries and Fees.

H. B. 258, a bill amending Chapter 193, Private Laws of 1923, relating to the appointment, duties and salary of town clerk and assistant town clerk for the town of Enfield.

Referred to Committee on Counties, Cities and Towns.

H. B. 274, a bill to change the fee of the sheriff of Surry County for collections on executions.

Referred to Committee on Salaries and Fees.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Winslow: S. B. 150, a bill amending General Statutes 113-143 so as to require persons fishing the inland waters of North Carolina to furnish proof of identity upon request of a duly authorized officer.

Referred to Committee on Wildlife.

By Senator Winslow: S. B. 151, a bill amending General Statutes 113-104 so as to require persons while hunting wild birds and animals to surrender guns for inspection upon request of a duly authorized officer.

Referred to Committee on Wildlife.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 77, a bill to permit joinder of the principal debtor as a party defendant when a surety is sued by a creditor.

Upon motion of Senator Medford, the bill is re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

THIRTY-SEVENTH DAY

SENATE CHAMBER,
Wednesday, March 18, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The Chair extends the courtesies of the lobby to Mrs. O. Max Gardner, wife of former Governor O. Max Gardner of Cleveland County and Mrs. Lineberger of Cleveland County.

Upon motion of Senator Garriss, the courtesies of the lobby are extended to Jonnie and Tommie Currie, sons of Senator Currie of Moore County.

Upon motion of Senator Thomas, the courtesies of the lobby are extended to Mrs. Max Thomas, wife of Senator Thomas of Union County.

Upon motion of Senator Copeland, the courtesies of the floor are extended to former Senator A. Pilston Godwin, Jr., of Gates County.

Upon motion of Senator Kirkman, the courtesies of the lobby are extended to W. C. Moore and William Snyder of Guilford County.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Sheriff Tom Watts of Edgecombe County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Sheriff Byron Brown of Wayne County.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to G. O. Womble of Nash County.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Sheriff Ernie Shore of Forsyth County.

Upon motion of Senator Jolly, the courtesies of the lobby are extended to Mrs. Lucy White of Franklin County.

Upon motion of Senator Currie of Durham, 1000 additional copies of S. B. 99, a bill to amend, alter and rewrite the Constitution of North Carolina, are ordered reprinted.

Upon motion of Senator Currie of Durham, 1000 additional copies of S. B. 94, a bill to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina, are ordered reprinted.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 52, an act authorizing the city of Wilmington to acquire, construct, improve, enlarge, extend and equip properties relating to the port facilities of the city, to lease said properties to public or private interests and to issue revenue bonds of the city therefor pursuant to the Revenue Bond Act of 1938.

S. B. 86, an act to amend General Statutes 47-18 so as to make it correspond with General Statutes 47-20 and General Statutes 47-20.1 with regard to lien creditors and place of registration.

H. B. 115, an act to regulate the sale of certain vegetable plants offered for the purpose of transplanting and propagation.

H. B. 149, an act to extend the corporate limits of the town of Edenton in Chowan County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Crew, for the Committee on Judiciary No. 1:

H. B. 235, a bill amending Chapter 1104, Session Laws of 1955, as amended by Chapter 1383, Session Laws of 1957, so as to remove Macon County from the provisions of said Act, with a favorable report.

By Senator Whitley, for the Committee on Propositions and Grievances:

S. B. 107, a bill to make certain sacred and/or moral communication confidential, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 80, a bill to amend Chapter 31 of the General Statutes, General Statutes 10-1, General Statutes 50-40(1), General Statutes 55A-2(7), General Statutes 55a-7(a)(9), General Statutes 1-96, and General Statutes 101-2, with a favorable report, as amended.

By Senator Kirkman, for the Committee on Finance:

S. B. 18, a bill to clarify General Statutes 105-449 relative to the exemption of gasoline used in public school transportation, with a favorable report.

S. B. 97, a bill to clarify the exemption of certain property from ad valorem taxation, with a favorable report, as amended.

H. B. 164, a bill appointing members of the Tax Equalization Board for Madison County, fixing their terms of office and meeting dates, with a favorable report.

H. B. 185, a bill to authorize the reassessment and revaluation of real property in Wilson County for ad valorem tax purposes and to authorize the board of county commissioners of Wilson County to employ experts and to enter into the necessary contracts for said service and to authorize the levying of a special tax therefor, with a favorable report.

H. B. 225, a bill to amend General Statutes 105-287, relating to listing and assessment of taxes in Henderson County, with a favorable report.

By Senator Thomas, for the Committee on Public Utilities:

H. B. 112, a bill to amend General Statutes 62-121.47, relating to exemptions from the Bus Act of 1949, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jolly: S. B. 152, a bill to validate past adoption proceedings.

Referred to Committee on Judiciary No. 1.

By Senator Moore: S. B. 153, a bill to provide for the defense of State highway patrolmen by the State when such officers are sued or prosecuted in connection with the performance of their official duties.

Referred to Committee on Public Roads.

By Senator Frink: S. B. 154, a bill to appropriate Five Hundred Thousand Dollars from the Contingency and Emergency Fund to the State Ports Authority for use in constructing port facilities at Southport.

Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 24, a bill providing for the appointment of acting officers in certain cases.

Referred to Committee on State Government.

H. B. 35, a bill to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building.

Referred to Committee on State Government.

H. B. 293, a bill to provide for elections in the towns of Leaksville and Spray on the consolidation of said towns and subject to said elections to provide a charter of incorporation for the city of Leaksville-Spray in Rockingham County.

Upon motion of Senator Bason, the bill is placed upon the Calendar for its second roll call reading.

H. B. 306, a bill to amend Chapter 72, Session Laws of 1943, by locating and fixing the voting ward boundaries for the election of members to the Hickory City Board of Education and prescribing the procedure for such elections.

Upon motion of Senator Henkel, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 307, a bill to increase the number of members on the Chapel Hill City Board of Education from six to seven.

Upon motion of Senator Lanier, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 251, a bill to divide the city of Hickory into six wards and to provide for new registration.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Folger, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—48.

S. B. 142, a bill to amend Chapter 67 of the Public Local Laws of 1937, relating to the election of commissioners for the city of Roanoke Rapids.

Upon motion of Senator Crew, action on the bill is postponed until Tuesday, March 24, 1959.

S. B. 147, a bill relating to the issuance of warrants and receipts by justices of the peace in Wayne County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 18, a bill amending General Statutes 115-169 as the same relates to Jackson County, fixing the punishment for violation of the compulsory attendance school law.

Passes its second and third readings and is ordered enrolled.

H. B. 207, a bill to amend General Statutes 14-335 with respect to public drunkenness in Caswell County.

Passes its second and third readings and is ordered enrolled.

H. B. 208, a bill relating to the dog warden of Caswell County.

Passes its second and third readings and is ordered enrolled.

H. B. 209, a bill rewriting Section 5 of Chapter 265, Session Laws of 1949, so as to authorize the board of commissioners of Caswell County to fix the times when the recorder's court of Caswell County shall conduct jury trials.

Passes its second and third readings and is ordered enrolled.

S. B. 40, a bill to amend General Statutes 54-19, relating to loans by building and loan associations so as to permit such associations to make loans secured by shares of any such association in an amount not to exceed the withdrawable value thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 101, a bill to provide for the microfilming of county records of permanent value for security purposes.

Upon motion of Senator Crew, the bill is re-referred to the Committee on Appropriations.

S. B. 109, a bill to rewrite General Statutes 114-11.1 so as to clarify the requirement as to statistical data furnished the Chief Justice by the clerks of Superior Court.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 110, a bill to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 111, a bill to amend General Statutes 15-201 to provide per diem compensation for members of the State Probation Commission.

Upon motion of Senator Crew, the bill is re-referred to the Committee on Appropriations.

S. B. 112, a bill to amend Article 20, Chapter 15 of the General Statutes by adding a new section to authorize the Probation Commission to delegate to the Director of Probation the authority to appoint and terminate the services of probation officers and clerks.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 138, a bill to amend Article 21 of Chapter 58 of the General Statutes, relating to the State property fire insurance fund.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 140, a bill authorizing and directing the State Treasurer to refund money paid to the Commissioner of Insurance and held by the State Treasurer under the Firemen's Pension Fund Act, being Chapter 1420 of the Session Laws of 1957, which Act has been declared unconstitutional by the Supreme Court of North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 58, a bill amending sub-Section (b) of General Statutes 120-3.1, relating to travel allowances for members of the General Assembly.

Senator Hancock moves that action on the bill be postponed until the day the Appropriations Bill appears on the Calendar for its second reading.

The motion prevails.

H. B. 119, a bill to amend General Statutes 160-200(25), relating to insurance for municipal employees.

Passes its second and third readings and is ordered enrolled.

H. B. 147, a bill to amend General Statutes 47-115, relating to the execution of powers of attorney.

Upon motion of Senator Crew, the bill is re-referred to the Committee on Judiciary No. 1.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

THIRTY-EIGHTH DAY

SENATE CHAMBER,
Thursday, March 19, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Bell, the courtesies of the galleries are extended to the teachers and the students of the Sedgefield Junior High School of Mecklenburg County.

Upon motion of Senator Morgan of Cleveland, the courtesies of the lobby are extended to Mrs. Ernest W. Ross, wife of Senator Ross of McDowell County, and Nancy Ross, daughter of Senator and Mrs. Ross, is made an honorary page of the Senate.

Upon motion of Senator Morgan of Cleveland, the courtesies of the floor are extended to former Representative B. T. Falls of Cleveland County.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to J. Lee White of Cabarrus County.

Upon motion of Senator Kesler, Ashley Overton is made an honorary page of the Senate.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Mrs. Elbert S. Peel, Jr., wife of Senator Peel of Martin County, and Lucia Claire Peel, daughter of Senator and Mrs. Peel, is made an honorary page of the Senate.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 114, an act authorizing the tax supervisor for Halifax County to appoint county deputy tax collectors as ex officio tax list takers and assessors.

H. B. 18, an act amending General Statutes 115-169 as the same relates to Jackson County, fixing the punishment for violation of the compulsory attendance school law.

H. B. 119, an act to amend General Statutes 160-200(25), relating to insurance for municipal employees.

H. B. 207, an act to amend General Statutes 14-335 with respect to public drunkenness in Caswell County.

H. B. 208, an act relating to the dog warden of Caswell County.

H. B. 209, an act rewriting Section 5 of Chapter 265, Session Laws of 1949, so as to authorize the board of commissioners of Caswell County to fix the times when the recorder's court of Caswell County shall conduct jury trials.

H. B. 306, an act to amend Chapter 72, Session Laws of 1943, by locating and fixing the voting ward boundaries for the election of members to the Hickory City Board of Education and prescribing the procedure for such elections.

H. B. 307, an act to increase the number of members on the Chapel Hill City Board of Education from six to seven.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 110, a bill to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 53, a bill to amend General Statutes 97-27 to provide for examination for injured employees to be paid for by employers or the Industrial Commission, with a favorable report, as amended.

Upon motion of Senator Crew, the bill is placed upon the Calendar for Tuesday, March 24, 1959.

S. B. 96, a bill amending General Statutes 106-65.24 and General Statutes 106-65.25, relating to structural pest control, by re-writing sub-Section 1 of General Statutes 106-65.24 and sub-Section (b) of General Statutes 106-65.25, with a favorable report, as amended.

By Senator Jolly, for the Committee on Local Government:

S. B. 125, a bill to amend Chapter 160, Article 14, Section 175 of the General Statutes of North Carolina so as to make the proviso therein contained inapplicable to Mecklenburg County and the municipalities therein, with a favorable report.

H. B. 174, a bill creating a Civil Service Commission in the City of Hendersonville, North Carolina, for the members of the Hendersonville Police Department and the Hendersonville Fire Department, and fixing the duties, responsibilities and qualifications thereof, with a favorable report.

H. B. 175, a bill to appoint a member of the board of water commissioners of the city of Hendersonville, with a favorable report.

H. B. 179, a bill authorizing the city of Charlotte to operate an air transportation service providing air transportation of passengers and property, including mail within and without the State of North Carolina in a territory within a radius of sixty-five miles of any municipal airport of the city of Charlotte, with a favorable report.

H. B. 214, a bill to amend the charter of the city of Thomasville by re-defining the boundaries of the four wards of the city of Thomasville, with a favorable report.

H. B. 215, a bill providing that the boundaries of the city of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the city of Thomasville, with a favorable report.

H. B. 216, a bill to amend the charter of the city of Thomasville by defining the corporate limits of the city to include the areas annexed prior to December 31, 1958, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 105, a bill to amend the statutes relating to the filing and cross-indexing of lis pendens, with a favorable report.

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 148, a bill to amend Chapter 459 of the Session Laws of 1949 so as to increase the membership of the board of commissioners of the town of Eureka in Wayne County, with a favorable report.

H. B. 56, a bill authorizing the police officers of the town of Seaboard in Northampton County to exercise their powers as such officers within a radius of three miles in all directions from the corporate limits in the said town, with a favorable report.

H. B. 168, a bill to amend Section 3 of Chapter 1062 of the 1953 Session Laws as heretofore amended by Chapter 565 of the Session Laws of 1955, relating to the corporate limits of the city of Elizabeth City, with a favorable report.

Upon motion of Senator Whitley, the bill is placed upon today's Calendar.

H. B. 171, a bill to amend Chapter 1261 of the Session Laws of 1953, relating to the charter of the town of Selma in Johnston County, with a favorable report, as amended.

H. B. 172, a bill amending Chapter 124 of the 1955 Session Laws, as amended, providing for the regulation of the subdivision of land in and around the city of Charlotte by substituting an enlarged territory covered by said Act, with a favorable report.

H. B. 173, a bill amending Chapter 123 of the 1955 Session Laws, as amended, to extend the planning, zoning, building regulation and sub-division regulation powers of the city of Charlotte and its governing body to a described territory

beyond and surrounding the corporate limits of the city of Charlotte by substituting an enlarged territory covered by said Act, with a favorable report.

H. B. 228, a bill to amend Chapter 68 of the Private Laws of 1913, relating to the charter of the city of Hickory in Catawba County, with a favorable report.

H. B. 245, a bill rewriting Section 4 of Chapter 937, Session Laws of 1949, so as to authorize the sheriff of Pamlico County to appoint deputies and to authorize the county board of commissioners of said county to fix the compensation of such deputies, with a favorable report.

H. B. 244, a bill authorizing the town of Oriental to appropriate to the Pamlico County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Oriental School, with a favorable report.

H. B. 247, a bill to prevent false advertising as to going-out-of-business sales in Cumberland County, with a favorable report.

H. B. 258, a bill amending Chapter 193, Private Laws of 1923, relating to the appointment, duties and salary of town clerk and assistant town clerk for the town of Enfield, with a favorable report.

By Senator Stikeleather, for the Committee on Education:

H. B. 217, a bill to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Rose: S. B. 155, a bill amending and rewriting certain Sections of Chapter 139 of the General Statutes, relating to soil conservation districts, so as to provide for the establishment of watershed improvement districts.

Referred to Committee on Agriculture.

By Senator Forsyth: S. B. 156, a bill to repeal an act passed by the General Assembly of 1959, originally designated as "S. B. 36," and ratified on March 6, 1959, and to rewrite sub-Section (2) of General Statutes 157-3, pertaining to the Housing Authorities Law as applicable in Cherokee, Clay, Graham, Macon and Swain Counties and cities and towns therein.

Upon motion of Senator Forsyth, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Crew: S. B. 157, a bill to amend General Statutes 53-45, so as to authorize banks to invest in certain obligations of Federal Home Loan Banks.

Referred to Committee on Banking.

By Senator Morgan of Harnett: S. B. 158, a bill to prohibit the issuance of an order to seize property in a claim and delivery proceeding until the complaint in the principal action has been filed.

Referred to Committee on Judiciary No. 2.

By Senator Bason: S. B. 159, a bill to permit industrial banks to make the same charges in connection with a single payment loan that are allowed in connection with loans repayable in two or more installments.

Referred to Committee on Banking.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 25, a bill abolishing the Governor's Committee on Interstate Co-operation and revising the membership of the North Carolina Commission on Interstate Co-operation.

Referred to Committee on State Government.

H. B. 54, a bill to appoint the members of the board of education of Columbus County.

Referred to Committee on Education.

H. B. 55, a bill to appoint the members of the Whiteville City Board of Education.

Referred to Committee on Education.

H. B. 109, a bill to amend Chapter 1334 of the Session Laws of 1955 providing for the regulation of the subdivision of land in and around municipalities so as to make the said Act applicable to Beaufort County.

Referred to Committee on Local Government.

H. B. 188, a bill to amend General Statutes 14-401.5, prohibiting fortune telling, so as to make the same applicable to Currituck County.

Referred to Committee on Propositions and Grievances.

H. B. 219, a bill relating to the schools of the Greensboro City Administrative Unit and to the governing body thereof as set out in Chapter 385, Session Laws, 1949, and the amendments thereto.

Referred to Committee on Education.

H. B. 237, a bill providing that absentee voting shall be inapplicable to the election of members of the General Assembly, county and township officials in Graham County; repealing the provisions of General Statutes 163-172, General Statutes 163-173 and General Statutes 163-174, except as to blind persons, so far as the same relate to the primary and general elections in Graham County; and providing that husband and wife may assist each other in preparation of their ballots.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 254, a bill to repeal Chapter 272 of the Private Laws of 1915, relating to the incorporation of Selma Cotton Mills Village in Johnston County.

Referred to Committee on Local Government.

H. B. 272, a bill repealing Chapter 203, Public Local Laws of 1933, relating to the amount of the official bond of the clerk of the Superior Court of Yancey County, so as to place said county under the general law.

Referred to Committee on Counties, Cities and Towns.

H. B. 273, a bill amending General Statutes 7-113 as to the number of justices of the peace to be elected in Yancey County and providing for removal of such justices of the peace for cause.

Referred to Committee on Courts and Judicial Districts.

H. B. 277, a bill authorizing the city council of the city of Hickory to lease property to the Hickory Chamber of Commerce.

Referred to Committee on Counties, Cities and Towns.

H. B. 281, a bill relating to Municipal Elections in the town of Raeford in Hoke County.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 286, a bill to amend Chapter 67 of the Public Local Laws of 1937, relating to the election of commissioners for the city of Roanoke Rapids.

Upon motion of Senator Crew, the bill is placed upon today's Calendar.

H. B. 288, a bill to increase the number of town commissioners of the town of Bath from three to four.

Referred to Committee on Local Government.

H. B. 291, a bill prescribing the fees to be collected by the clerk of the Superior Court of Bertie County.

Referred to Committee on Salaries and Fees.

H. B. 295, a bill to allow the governing body of the town of Morganton to establish by ordinance a retirement or pension fund for employees.

Referred to Committee on Counties, Cities and Towns.

H. B. 298, a bill to repeal Chapter 362 of the Session Laws of 1947, as amended, relating to jail fees in Polk County.

Referred to Committee on Salaries and Fees.

H. B. 299, a bill to extend the police power of the town of Tryon in Polk County.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 251, a bill to divide the city of Hickory into six wards and to provide for new registration, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Folger, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—45.

The bill is ordered enrolled.

H. B. 185, a bill to authorize the reassessment and revaluation of real property in Wilson County for ad valorem tax purposes and to authorize the board of county commissioners of Wilson County to employ experts and to enter into the necessary contracts for said service and to authorize the levying of a special tax therefor, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Folger, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—45.

H. B. 293, a bill to provide for elections in the towns of Leaksville and Spray on the consolidation of said towns and subject to said elections to provide a charter of incorporation for the city of Leaksville-Spray in Rockingham County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Folger, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—45.

H. B. 171, a bill to amend Chapter 1261 of the Session Laws of 1953 relating to the charter of the town of Selma in Johnston County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 164, a bill appointing members of the tax equalization board for Madison County, fixing their terms of office and meeting dates.

Passes its second and third readings and is ordered enrolled.

H. B. 225, a bill to amend General Statutes 105-287, relating to listing and assessment of taxes in Henderson County.

Passes its second and third readings and is ordered enrolled.

H. B. 235, a bill amending Chapter 1104, Session Laws of 1955, as amended by Chapter 1383, Session Laws of 1957, so as to remove Macon County from the provisions of said Act.

Passes its second and third readings and is ordered enrolled.

H. B. 286, a bill to amend Chapter 67 of the Public Local Laws of 1937, relating to the election of commissioners for the city of Roanoke Rapids.

Passes its second and third readings and is ordered enrolled.

S. B. 18, a bill to clarify General Statutes 105-449, relative to the exemption of gasoline used in public school transportation.

Senator Morgan of Harnett offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 80, a bill to amend Chapter 31 of the General Statutes, General Statutes 10-1, General Statutes 59-40(1), General Statutes 55A-2(7), General Statutes 55A-7(a)(9), General Statutes 1-96, and General Statutes 101-2.

The amendment offered by the Committee is adopted.

The bill passes its second reading.

Upon motion of Senator Medford, the bill remains upon the Calendar for its third reading.

S. B. 97, a bill to clarify the exemption of certain property from ad valorem taxation.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 107, a bill to make certain sacred and/or moral communications confidential.

Upon motion of Senator Hamilton, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 112, a bill to amend General Statutes 62-121.47, relating to exemptions from the Bus Act of 1949.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Medford, the Senate adjourns to meet tomorrow morning at 10 o'clock.

THIRTY-NINTH DAY

SENATE CHAMBER,
Friday, March 20, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Ross, the courtesies of the galleries are extended to the teachers and the students of the Pleasant Garden School of McDowell County.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Don Gilliam and Vincent Bridges of Edgecombe County.

Upon motion of Senator Cooke, the courtesies of the galleries are extended to the teachers and the students of the Roberson School of Gaston County.

The following poem composed by Rev. Ernest C. Durham is read and ordered spread upon the Journal:

THE SENATE PAGES AND PAGETTES

A splendid group of boys and girls—an undisputed truth—
Are these fine pages and pagettes, headed by Joe Sam Routh—
A group alert and active, always very wide awake,
On tiptoe in response to calls, as if they seek to make
A record of efficiency in work they have to do;
And now we know that to their task they've certainly been true.
Their work has been inspiring through the weeks that they
have served—

Inspiring to the senators and all who have observed;
And they have made impressions that we never shall forget,
And all observers are convinced that never have we met
A finer group of boys and girls who've served the
“Old North State”—

“Down home here where the weak grow strong and where the
strong grow great.”

God bless them as they leave us now, while others take
their place!

God keep within them hope alive, with glory in each face!
God help them in their schools at home to do their work as well
As here they've done it for the State; then time will surely tell
What high positions they will hold as leaders grand and true—
In service at their very best in all they seek to do.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 9, an act changing the name of “The West Rockingham Cities Administrative School Unit” to the “Madison-Mayodan City Administrative Unit”;

providing for the nomination and election of members of the Madison-Mayodan City Board of Education; fixing the terms of office of members; and providing for filling vacancies in the membership of said board of education.

H. B. 112, an act to amend General Statutes 62-121.47 relating to exemptions from the Bus Act of 1949.

H. B. 164, an act appointing members of the tax equalization board for Madison County, fixing their terms of office and meeting dates.

H. B. 225, an act to amend General Statutes 105-287 relating to listing and assessment of taxes in Henderson County.

H. B. 235, an act amending Chapter 1104, Session Laws of 1955, as amended by Chapter 1383, Session Laws of 1957, so as to remove Macon County from the provisions of said act.

H. B. 251, an act to divide the city of Hickory into six wards and to provide for new registration.

H. B. 286, an act to amend Chapter 67 of the Public Local Laws of 1937, relating to the election of commissioners for the city of Roanoke Rapids.

H. B. 293, an act to provide for elections in the towns of Leaksville and Spray on the consolidation of said towns and subject to said elections to provide a charter of incorporation for the city of Leaksville-Spray in Rockingham County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Williams, for the Committee on Election Laws and Senatorial Districts:

H. B. 8, a bill relating to qualification of electors to vote in the city of Lexington, Davison County, with a favorable report.

H. B. 281, a bill relating to municipal elections in the town of Raeford in Hoke County, with a favorable report.

By Senator Kirkman, for the Committee on Finance:

H. B. 230, a bill to postpone revaluation of real property for ad valorem taxes in Washington County until the year 1963, with a favorable report.

H. B. 233, a bill repealing Chapter 10, Public Local Laws of 1941, abolishing tax penalties, insofar as the same applies to Macon County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Mercer and Currie of Durham: S. B. 160, a bill to amend the first paragraph of General Statutes 1-42 so as to provide an additional method of proving title.

Referred to Committee on Judiciary No. 1.

By Senators Alford, Garriss, Stikeleather and Crew: S. B. 161, a bill relating to the uniform assessment of property for ad valorem tax purposes.

Referred to Committee on Finance.

By Senators Alford, Garriss, Stikeleather and Crew: S. B. 162, a bill to provide for the systematic revaluation of property for ad valorem tax purposes.

Referred to Committee on Finance.

By Senator Currie of Durham: S. B. 163, a bill to amend General Statutes 54-21.2 relating to investments by building and loan associations.

Referred to Committee on Insurance.

By Senator Yow: S. B. 164, a bill to amend Chapter 66 of the General Statutes of North Carolina relating to the registration of purchases of used automobile parts and accessories.

Referred to Committee on Judiciary No. 2.

By Senator Morgan of Cleveland: S. R. 165, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the approval of appointments to the North Carolina Board of Higher Education.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Andrews: S. B. 166, a bill to amend General Statutes 54-20 relating to loans by building and loan associations.

Referred to Committee on Insurance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 62, a joint resolution providing for the appointment of a commission to study and make recommendations with respect to the organization and function of the State Highway Commission.

Referred to Committee on State Government.

H. B. 242, a bill to amend General Statutes 7-186 relating to recorders' courts, as the same applies to such court in the town of Mount Holly, Gaston County.

Referred to Committee on Courts and Judicial Districts.

H. B. 243, a bill to provide for the transfer of criminal cases from the Bessemer City Recorder's Court to the Superior Court of Gaston County when trial by jury is demanded.

Referred to Committee on Courts and Judicial Districts.

H. B. 267, a bill to amend Chapter 488, Public Local Laws of 1939, to repeal Chapter 724, Session Laws of 1957, to place upon the full-time chairman of the board of commissioners of Haywood County, in the capacity of county manager, the duties of tax supervisor of said county, and to fix his salary.

Referred to Committee on Local Government.

H. B. 297, a bill to amend Chapter 458 of the Session Laws of 1957 relating to the appointment of trustees of the Tryon City Administrative School Unit in Polk County.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 185, a bill to authorize the reassessment and revaluation of real property in Wilson County for ad valorem tax purposes and to authorize the board of county commissioners of Wilson County to employ experts and to enter into the necessary

contracts for said service and to authorize the levying of a special tax therefor, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Forsyth, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—44.

The bill is ordered enrolled.

H. B. 293, a bill to provide for elections in the towns of Leaksville and Spray on the consolidation of said towns and subject to said elections to provide a charter of incorporation for the city of Leaksville-Spray in Rockingham County, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Forsyth, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—44.

The bill is ordered enrolled.

H. B. 168, a bill to amend Section 3 of Chapter 1062 of the 1953 Session Laws as heretofore amended by Chapter 565 of the Session Laws of 1955 relating to the corporate limits of the city of Elizabeth City, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Forsyth, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—44.

H. B. 216, a bill to amend the charter of the city of Thomasville by defining the corporate limits of the city to include the areas annexed prior to December 31, 1958, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Forsyth, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—44.

H. B. 247, a bill to prevent false advertising as to going-out-of-business sales in Cumberland County, upon second reading.

Upon motion of Senator Simpkins, action on the bill is postponed until April 3, 1959.

S. B. 125, a bill to amend Chapter 160, Article 14, Section 173 of the General

Statutes of North Carolina so as to make the proviso therein contained inapplicable to Mecklenburg County and the municipalities therein.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 148, a bill to amend Chapter 459 of the Session Laws of 1949 so as to increase the membership of the board of commissioners of the town of Eureka in Wayne County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 56, a bill authorizing the public officers of the town of Seaboard in Northampton County to exercise their powers as such officers within a radius of three miles in all directions from the corporate limits in the said town.

Passes its second and third readings and is ordered enrolled.

H. B. 172, a bill amending Chapter 124 of the 1955 Session Laws, as amended, providing for the regulation of the subdivision of land in and around the city of Charlotte by substituting an enlarged territory covered by said act.

Passes its second and third readings and is ordered enrolled.

H. B. 173, a bill amending Chapter 123 of the 1955 Session Laws, as amended, to extend the planning, zoning, building regulation and subdivision regulation powers of the city of Charlotte and its governing body to a described territory beyond and surrounding the corporate limits of the city of Charlotte by substituting an enlarged territory covered by said act.

Passes its second and third readings and is ordered enrolled.

H. B. 174, a bill creating a civil service commission in the city of Hendersonville, North Carolina, for the members of the Hendersonville Police Department and the Hendersonville Fire Department, and fixing the duties, responsibilities and qualifications thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 175, a bill to appoint a member of the board of water commissioners of the city of Hendersonville.

Passes its second and third readings and is ordered enrolled.

H. B. 179, a bill authorizing the city of Charlotte to operate an air transportation service providing air transportation of passengers and property, including mail within and without the State of North Carolina in a territory within a radius of sixty-five miles of any municipal airport of the city of Charlotte.

Passes its second and third readings and is ordered enrolled.

H. B. 214, a bill to amend the charter of the city of Thomasville by redefining the boundaries of the four wards of the city of Thomasville.

Passes its second and third readings and is ordered enrolled.

H. B. 215, a bill providing that the boundaries of the city of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the city of Thomasville.

Passes its second and third readings and is ordered enrolled.

H. B. 228, a bill to amend Chapter 68 of the Private Laws of 1913 relating to the charter of the city of Hickory in Catawba County.

Passes its second and third readings and is ordered enrolled.

H. B. 244, a bill authorizing the town of Oriental to appropriate to the Pamlico County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Oriental School.

Passes its second and third readings and is ordered enrolled.

H. B. 245, a bill rewriting Section 4 of Chapter 937, Session Laws of 1949, so as to authorize the sheriff of Pamlico County to appoint deputies and to authorize the county board of commissioners of said county to fix the compensation of such deputies.

Passes its second and third readings and is ordered enrolled.

H. B. 258, a bill amending Chapter 193, Private Laws of 1923, relating to the appointment, duties and salary of town clerk and assistant town clerk for the town of Enfield.

Passes its second and third readings and is ordered enrolled.

S. B. 80, a bill to amend Chapter 31 of the General Statutes, General Statutes 10-1, General Statutes 59-40(1), General Statutes 55A-2(70), General Statutes 55A-7(a)(9), General Statutes 1-96, and General Statutes 101-2.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 96, a bill amending General Statutes 106-65.24 and General Statutes 106-65.25, relating to structural pest control, by rewriting sub-Section 1 of General Statutes 106-65.24 and sub-Section (b) of General Statutes 106-65.25.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 105, a bill to amend the Statutes relating to the filing and cross-indexing of lis pendens.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 217, a bill to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Currie, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 7:45 o'clock.

FORTIETH DAY

SENATE CHAMBER,
Saturday, March 21, 1959.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland, the Principal Clerk, S. Ray Byerly, calls Senator Medford to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 18, a bill to clarify General Statutes 105-449, relative to the exemption of gasoline used in public school transportation.

S. B. 97, a bill to clarify the exemption of certain property from ad valorem taxation.

S. B. 80, a bill to amend Chapter 31 of the General Statutes, General Statutes 10-1, General Statutes 59-40(1), General Statutes 55A-2(7), General Statutes 55A-7(a)(9), General Statutes 1-96, and General Statutes 101-2.

S. B. 96, a bill amending General Statutes 106-65.24 and General Statutes 106-65.25, relating to structural pest control, by rewriting sub-Section 1 of General Statutes 106-65.24 and sub-Section (b) of General Statutes 106-65.25.

Upon motion of Senator Kirkman, the Senate adjourns to meet Monday evening at 7:45 o'clock.

FORTY-FIRST DAY

SENATE CHAMBER,
Monday, March 23, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Currie of Durham, the courtesies of the lobby are extended to Mrs. Archie Davis, Bonnie Davis and Archie Davis, Jr., wife, daughter and son of Senator Davis of Forsyth County.

Upon motion of Senator Humber, the courtesies of the floor are extended to former Senator Dr. Paul Jones of Pitt County.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
March 23, 1959.

Mr. President:

Pursuant to Joint Resolution No. 47, entitled, "A Joint Resolution providing for a Joint Session of the Senate and House of Representatives, and inviting Honorable Preston J. Moore, National Commander of the American Legion, to address the Joint Session;" and Joint Resolution No. 165 entitled, "A Joint Resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the approval of appointments to the North Carolina Board of Higher Education," the House stands ready to receive the Senate in Joint Session.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

The President announces that in accordance with the joint resolutions fixing the time and place for a Joint Session of the House of Representatives and the Senate, inviting Honorable Preston J. Moore, National Commander of the American Legion, to address the Joint Session of the General Assembly, and for the

approval of the appointment of the North Carolina Board of Higher Education, the hour having arrived for this meeting, the Senate preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in Joint Session with that Honorable Body.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by Lieutenant Governor Luther E. Barnhardt.

Senator Hancock, for the Committee appointed to escort Honorable Preston J. Moore and his party to the Hall of the House of Representatives, presents His Excellency Luther H. Hodges, Governor of North Carolina, who presents Mr. Moore to the Joint Session, and he delivers an address on the needs of our Armed Forces.

Pursuant to S. R. 165, a resolution for the approval of the appointment of the North Carolina Board of Higher Education, the President of the Senate, Lieutenant Governor Luther E. Barnhardt, submits the following message from His Excellency Luther H. Hodges, containing the nominations to the North Carolina Board of Higher Education:

APPOINTMENT OF THE MEMBERS OF THE NORTH CAROLINA BOARD OF
HIGHER EDUCATION

Honorable Luther E. Barnhardt, President of the Senate, and

Honorable Addison Hewlett, Jr., Speaker of the House

North Carolina General Assembly

Raleigh, North Carolina

Gentlemen:

I have the honor to transmit herewith the following two appointments to the North Carolina Board of Higher Education, which in accordance with Section 116-156 of the General Statutes must be forwarded to the General Assembly for confirmation in joint session:

<i>Name</i>	<i>Term Beginning</i>	<i>Term Expiring</i>
Dallas Herring—ex officio	July 1, 1957	June 30, 1965
Rose Hill		
Mrs. Thomas R. Easterling	July 1, 1957	June 30, 1965
319 Raleigh Street		
Rocky Mount		

Respectfully submitted,
LUTHER H. HODGES

Upon motion of Senator Kesler, seconded by Mr. Doughton, the nominees contained in the Governor's message are unanimously confirmed for the terms indicated.

Upon motion of Senator Morgan of Cleveland, the Joint Session is dissolved and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Lanier, for the Committee on Penal Institutions:

H. B. 107, a bill to amend General Statutes 148-33.1, relating to the sentencing, quartering and control of prisoners with work-day release privileges, with a favorable report.

H. B. 144, a bill to amend General Statutes 15-203, relating to the duties of the Director of Probation, so as to authorize the Director of Probation to request extradition through the office of the Governor, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Moore: S. R. 167, a joint resolution honoring the memory of Henry Alexander McKinnon.

Upon motion of Senator Moore, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 44, a bill to amend General Statutes 60-84 and General Statutes 60-87, relating to company police, for concurrence in the House amendment.

Upon motion of Senator Thomas, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 83, a bill to amend Section 391 of Chapter 14 of the General Statutes, for concurrence in the House amendment.

Upon motion of Senator Medford, the bill is placed upon the Calendar.

H. B. 46, a bill to amend General Statutes 113-95 so as to provide for a special hunting license as to controlled shooting preserves.

Referred to Committee on Wildlife.

H. B. 98, a bill to amend Chapter 22 of the Private Laws of 1935, relating to the Utilities Commission of the city of Lexington.

Referred to Committee on Public Utilities.

H. B. 195, a bill to authorize the board of county commissioners of Brunswick County to call a special election for the authorization of an industrial development tax for Brunswick County and to create and fix the powers of an industrial development commission for Brunswick County.

Referred to Committee on Finance.

H. B. 205, a bill to rewrite General Statutes 14-346 and to amend General Statutes 148-70, relating to the disposition of the products of prison labor.

Referred to Committee on Penal Institutions.

H. B. 255, a bill to authorize the commissioner of revenue to release the lien of State tax judgments upon real property under certain circumstances.

Referred to Committee on Finance.

H. B. 284, a bill to amend Chapter 196 of the Session Laws of 1957 annexing Little River Township of Hoke County to Moore County.

Referred to Committee on Local Government.

H. B. 296, a bill to amend Chapter 861 of the Session Laws of 1955 so as to limit the planning and zoning powers of the city of High Point to the boundary line of Randolph County in a south direction.

Referred to Committee on Local Government.

H. B. 302, a bill to amend Chapter 644 of the Session Laws of 1953, relating to the collection of beer and wine license taxes in Wake County.

Referred to Committee on Finance.

H. B. 309, a bill to amend Chapter 1227 of the Session Laws of 1953 authorizing the county commissioners to fix the salaries of county officials and employees so as to make the same applicable to Currituck County.

Referred to Committee on Salaries and Fees.

H. B. 311, a bill to provide for the appointment of trustees for Albemarle Hospital in Pasquotank County.

Referred to Committee on Counties, Cities and Towns.

H. R. 330, a joint resolution honoring the life, memory and achievements of Dr. J. Marshall Lee, a former member of the General Assembly from Sampson County, upon his recent death.

Upon motion of Senator Yow, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 340, a joint resolution honoring the life and memory of Frank Shepherd Spruill, Jr., who served with distinction in the North Carolina House of Representatives.

Upon motion of Senator Alford, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 343, a bill to amend Chapter 496 of the 1955 Session Laws, as amended, relating to pension fund for the retirement and disability of members of the police department of the city of High Point.

Upon motion of Senator Kirkman, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 168, a bill to amend Section 3 of Chapter 1062 of the 1953 Session Laws as heretofore amended by Chapter 565 of the Session Laws of 1955, relating to the corporate limits of the city of Elizabeth City, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—41

The bill is ordered enrolled.

H. B. 216, a bill to amend the charter of the city of Thomasville by defining the corporate limits of the city to include the areas annexed prior to December 31, 1958, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—41.

The bill is ordered enrolled.

H. B. 8, a bill relating to qualification of electors to vote in the city of Lexington, Davidson County.

Passes its second and third readings and is ordered enrolled.

H. B. 230, a bill to postpone revaluation of real property for ad valorem taxes in Washington County until the year 1963.

Passes its second and third readings and is ordered enrolled.

H. B. 233, a bill repealing Chapter 10, Public Local Laws of 1941, abolishing tax penalties, insofar as the same applies to Macon County.

Passes its second and third readings and is ordered enrolled.

H. B. 281, a bill relating to municipal elections in the town of Raeford in Hoke County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

FORTY-SECOND DAY

SENATE CHAMBER,

Tuesday, March 24, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomas, the courtesies of the floor are extended to former Senator Avery Hightower of Anson County and former Senator Henry Smith of Union County.

Upon motion of Senator Bell, the courtesies of the lobby are extended to Jim Gwynn of Mecklenburg County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Joe Sugg of Nash County.

Upon motion of Senator Simpkins, the courtesies of the lobby are extended to E. L. McIntosh of Craven County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Mrs. Frank Patton Cooke, wife of Senator Cooke of Gaston County, and Sarah Elizabeth Cooke and Frank P. Cooke, Jr., are made honorary pages of the Senate.

Upon motion of Senator Crew, H. B. 258, a bill amending Chapter 193, Private Laws of 1923, relating to the appointment, duties and salary of town clerk and assistant town clerk for the town of Enfield, is recalled from the Enrolling Office, and upon his motion the vote by which the bill passed its third reading is reconsidered and the bill is re-referred to the Committee on Judiciary No. 1.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 68, a joint resolution providing for the appointment of a committee to make a study of the question of whether this General Assembly shall adopt a plan to encourage the use of voting machines by the counties, as well as a plan to assist the counties in the purchase or rental of voting machines in our primaries and elections.

S. R. 165, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the approval of appointments to the North Carolina Board of Higher Education.

S. B. 32, an act to amend General Statutes 148-4 relating to the control and custody of prisoners.

S. B. 79, an act to amend General Statutes 24-2 so as to make its provisions apply where a debtor or other person seeks equitable relief.

H. B. 56, an act authorizing the police officers of the town of Seaboard in Northampton County to exercise their powers as such officers within a radius of three miles in all directions from the corporate city limits of the said town.

H. B. 171, an act to amend Chapter 1261 of the Session Laws of 1953 relating to the charter of the town of Selma in Johnston County.

H. B. 172, an act amending Chapter 124 of the 1955 Session Laws, as amended, providing for the regulation of the subdivision of land in and around the city of Charlotte by substituting an enlarged territory covered by said act.

H. B. 173, an act amending Chapter 123 of the 1955 Session Laws, as amended, to extend the planning, zoning, building regulation and subdivision regulation powers of the city of Charlotte and its governing body to a described territory beyond and surrounding the corporate limits of the city of Charlotte by substituting an enlarged territory covered by said act.

H. B. 174, an act creating a civil service commission in the city of Hendersonville, North Carolina, for the members of the Hendersonville Police Department and the Hendersonville Fire Department, and fixing the duties, responsibilities and qualifications thereof.

H. B. 175, an act to appoint a member of the board of water commissioners of the city of Hendersonville.

H. B. 179, an act authorizing the city of Charlotte to operate an air transportation service providing air transportation of passengers and property, including mail within and without the State of North Carolina in a territory within a radius of sixty-five miles of any municipal airport of the city of Charlotte.

H. B. 185, an act to authorize the reassessment and revaluation of real property in Wilson County for ad valorem tax purposes and to authorize the board of county commissioners of Wilson County to employ experts and to enter into the necessary contracts for said service and to authorize the levying of a special tax therefor.

H. B. 214, an act to amend the charter of the city of Thomasville by the redefining the boundaries of the four wards of the city of Thomasville.

H. B. 217, an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

H. B. 228, an act to amend Chapter 68 of the Private Laws of 1913 relating to the charter of the city of Hickory in Catawba County.

H. B. 244, an act authorizing the town of Oriental to appropriate to the Pamlico County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Oriental School.

H. B. 245, an act rewriting Section 4 of Chapter 937, Session Laws of 1949 so as to authorize the sheriff of Pamlico County to appoint deputies and to authorize the board of county commissioners of said county to fix the compensation of such deputies.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 84, a bill to amend General Statutes 108-30.1 relating to actions to foreclose old age assistance liens, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 85, a bill to change the requirements for showing a deed absolute to be intended as security, with a favorable report, as amended.

S. B. 136, a bill to amend General Statutes 1-145 relating to verification by one of several parties pleading together, with a favorable report.

S. B. 145, a bill amending General Statutes 15-153 so as to permit a bill of particulars in order to protect the defendant from a second prosecution, with a favorable report.

By Senator Cooke, for the Committee on State Government:

H. B. 35, a bill to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building, with a favorable report.

H. B. 25, a bill abolishing the Governor's Committee on Interstate Co-operation and revising the membership of the North Carolina Commission on Interstate Co-operation, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 123, a bill to amend General Statutes 20-28 to make the relief provisions therein apply retrospectively, with a favorable report, as amended.

S. B. 144, a bill to provide that shares of building and loan associations and Federal savings and loan associations may be accepted by any agency, department, or official of the State of North Carolina that requires that securities be deposited with such agency, department, or official, with a favorable report.

S. B. 152, a bill to validate past adoption proceedings, with a favorable report.

By Senator Williams, for the Committee on Election Laws and Senatorial Districts:

H. B. 153, a bill relating to elections in the city of Jacksonville in Onslow County, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 131, a bill to authorize the board of county commissioners of Columbus County to increase the salaries and travel allowances of county employees, with a favorable report.

S. B. 132, a bill to fix the compensation, travel and subsistence allowance of the members of the board of county commissioners of Columbus County, with a favorable report.

S. B. 146, a bill to authorize the board of county commissioners of Wayne County to fix fees charged by county officers and to authorize the board of county commissioners of said county to fix the number of salaried county employees and the compensation of county officials and employees, with a favorable report.

H. B. 71, a bill to amend Chapter 234 of the Session Laws of 1939 relating to the fees of jurors in Swain County, with a favorable report.

H. B. 117, a bill to amend General Statutes 106-372 so as to eliminate the maximum dog vaccination fee which may be fixed by a board of county commissioners, with a favorable report.

H. B. 131, a bill amending General Statutes 162-7 so as to fix certain fees to be charged by the sheriff of Jackson County, with a favorable report.

H. B. 132, a bill amending Chapter 202, Public Local Laws of 1929, relating to the terms of office and the compensation of members of the jury commission for Jackson County, with a favorable report.

H. B. 133, a bill fixing the compensation of the members of the county board of public welfare of Jackson County, with a favorable report.

H. B. 134, a bill fixing the compensation of the chairman of the board of county commissioners, the sheriff, the clerk of the superior court and the register of deeds of Jackson County, with a favorable report.

H. B. 135, a bill to authorize compensation for the mayor and members of the governing body of Oak City in Martin County, with a favorable report.

H. B. 183, a bill amending Chapter 103, Session Laws of 1945, fixing the fees for jurors and grand jurors in Washington County, with a favorable report.

H. B. 186, a bill relating to the compensation of jurors in Rowan County, with a favorable report.

H. B. 229, a bill rewriting Sections 1 and 2 of Chapter 575, Session Laws of 1957, fixing the compensation of the sheriff of Washington County and his deputies, and providing that the board of county commissioners of said county shall determine the number of deputies to be appointed by the sheriff, with a favorable report.

H. B. 234, a bill amending Chapter 34, Session Laws of 1951, relating to the fees of jurors in Macon County, with a favorable report.

H. B. 239, a bill to amend General Statutes 153-13 relating to the compensation of the members of the board of county commissioners of Alamance County, with a favorable report.

H. B. 274, a bill to change the fee of the sheriff of Surry County for collections on executions, with a favorable report.

Upon motion of Senator Shelton, the bill is re-referred to the Committee on Salaries and Fees.

H. B. 291, a bill prescribing the fees to be collected by the clerk of the Superior Court of Bertie County, with a favorable report.

H. B. 298, a bill to repeal Chapter 362 of the Session Laws of 1947, as amended, relating to jail fees in Polk County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Frink: S. B. 168, a bill to amend Chapter 237 of the Session Laws of 1951 relating to the election of members of the board of aldermen of the town of Southport.

Referred to Committee on Counties, Cities and Towns.

By Senator Crew: S. B. 169, a bill to require financial responsibility of dealers in securities and to provide for the supervision of such dealers.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 91, a bill to amend Chapter 127 of the General Statutes relating to the National Guard and militia of the State.

Referred to Committee on Veterans and Military Affairs.

H. B. 223, a bill to amend General Statutes 20-149 (b) so as to provide that the failure of an overtaking driver to sound his horn shall not constitute negligence or contributory negligence per se in any civil action.

Referred to Committee on Public Roads.

H. B. 285, a bill to repeal Chapter 1314 of the Session Laws of 1957 relating to the Law Enforcement Officers' Relief Fund in Bertie County, and to amend Chapter 897 of the Session Laws of 1953 so as to increase the fee to be taxed for the Law Enforcement Officers' Relief Fund from one dollar to one dollar and fifty cents.

Referred to Committee on Finance.

H. B. 323, a bill permitting Lincoln County to authorize bonds for school purposes in the maximum aggregate principal amount of two million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

Referred to Committee on Finance.

H. B. 364, a bill to repeal Chapter 6 of the Public Local Laws of 1933 and to repeal Chapter 432 of the Public Local Laws of 1941 relating to the powers of justices of the peace and constables of Mecklenburg County in the exercise of their offices.

Upon motion of Senator Bell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows: S. B. 142, a bill to amend Chapter 67 of the Public Local Laws of 1937 relating to the election of commissioners for the city of Roanoke Rapids.

Upon motion of Senator Crew, action on the bill is postponed indefinitely.

S. B. 83, a bill to amend Section 391 of Chapter 14 of the General Statutes, for concurrence in the House amendment.

Upon motion of Senator Medford, action on concurrence in the House amendment is postponed until Thursday, March 26, 1959.

S. B. 53, a bill to amend General Statutes 97-27 to provide for examination for injured employees to be paid for by employers or the Industrial Commission.

Upon motion of Senator Crew, action on the bill is postponed until Thursday, April 2, 1959.

H. B. 107, a bill to amend General Statutes 148-33.1, relating to the sentencing, quartering and control of prisoners with work-day release privileges.

Passes its second and third readings and is ordered enrolled.

H. B. 144, a bill to amend General Statutes 15-203 relating to the duties of the Director of Probation, so as to authorize the Director of Probation to request extradition through the office of the Governor.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Rutledge, the Senate adjourns to meet tomorrow at 12 M.

FORTY-THIRD DAY

SENATE CHAMBER,
Wednesday, March 25, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rutledge, the courtesies of the galleries are extended to the teachers and the students of the Harrisburg School of Cabarrus County.

Upon motion of Senator Blackburn, the courtesies of the galleries are extended to the teachers and the students of the Squire School of Northampton County.

Upon motion of Senator Cooke, the courtesies of the lobby are extended to Captain Ken Davis of Gaston County.

Upon motion of Senator Bason, the courtesies of the floor are extended to former Senator Clarence Stone of Rockingham County.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Marshall Kerfees of Forsyth County.

Upon motion of Senator Jolly, the courtesies of the lobby are extended to Hill Yarbrough of Franklin County.

Upon motion of Senator Bell, 1000 additional copies of S. B. 98, a bill to define the duties of the Attorney General and other officers with respect to the prosecution of crime and the administration of the criminal laws of the State, are ordered reprinted.

Upon motion of Senator Moore, 400 additional copies of S. B. 120, a bill to amend Article 3 of Chapter 20 of the General Statutes of North Carolina, to make results of scientific tests for intoxication admissible into evidence in criminal prosecutions for driving under the influence of intoxicating liquor, are ordered printed.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 167, a joint resolution honoring the memory of Henry Alexander McKinnon.

H. R. 330, a joint resolution honoring the life, memory and achievements of Dr. J. Marshall Lee, a former member of the General Assembly from Sampson County, upon his recent death.

H. R. 340, a joint resolution honoring the life and memory of Frank Shepherd Spruill, Jr., who served with distinction in the North Carolina House of Representatives.

S. B. 44, an act to amend General Statutes 60-84 and General Statutes 60-87, relating to company police.

H. B. 8, an act relating to qualification of electors to vote in the city of Lexington, Davidson County.

H. B. 107, an act to amend General Statutes 148-33.1, relating to the sentencing, quartering and control of prisoners with work-day release privileges.

H. B. 144, an act to amend General Statutes 15-203, relating to the duties of the director of probation, so as to authorize the director of probation to request extradition through the office of the Governor.

H. B. 168, an act to amend Section 3 of Chapter 1062 of the 1953 Session Laws as heretofore amended by Chapter 565 of the Session Laws of 1955, relating to the corporate limits of the city of Elizabeth City.

H. B. 216, an act to amend the charter of the city of Thomasville by defining the corporate limits of the city to include the areas annexed prior to December 31, 1958.

H. B. 230, an act to postpone revaluation of real property for ad valorem taxes in Washington County until the year 1963.

H. B. 233, an act repealing Chapter 10, Public Local Laws of 1941, abolishing tax penalties, insofar as the same applies to Macon County.

H. B. 281, an act relating to municipal elections in the town of Raeford in Hoke County.

H. B. 343, an act to amend Chapter 496 of the 1955 Session Laws, as amended, relating to pension fund for the retirement and disability of members of the police department of the city of High Point.

H. B. 364, an act to repeal Chapter 6 of the Public Local Laws of 1933 and to repeal Chapter 432 of the Public Local Laws of 1941, relating to the powers of justices of the peace and constables in Mecklenburg County in the exercise of their offices.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Morgan of Cleveland, for the Committee on Rules:

H. R. 105, a joint resolution authorizing and requesting the Governor of North Carolina to issue a proclamation designating October 31 of each year as Youth Honor Day, with a favorable report.

Upon motion of Senator Morgan of Cleveland, the bill is placed upon today's Calendar.

By Senator Winslow, for the Committee on Wildlife:

S. B. 151, a bill amending General Statutes 113-104 so as to require persons while hunting wild birds and animals to surrender guns for inspection upon request of a duly authorized officer, with a favorable report.

H. B. 120, a bill to provide fishing privileges to residents of adjoining states in inland waters constituting the boundary between this State and adjoining states, with a favorable report.

H. B. 127, a bill to authorize the installation and use of sirens and red lights on all vehicles owned and operated by the State for law enforcement purposes, with a favorable report.

H. B. 203, a bill to prohibit hunting in Gates County with firearms other than shotguns and rifles of .22 caliber or less, with a favorable report.

By Senator Copeland, for the Committee on Appropriations:

H. B. 184, a bill rewriting Section 1 of Chapter 574, Session Laws of 1957, which amends General Statutes 105-345, relating to penalties and deductions for non-payment of taxes, so far as the same apply to Washington County, with a favorable report.

H. B. 124, a bill authorizing Appalachian State Teachers College to use a part of its 1957 capital outlay appropriation for the construction and equipment of a home economics building and a home management house, with a favorable report.

H. B. 224, a bill to amend General Statutes 14-249, relating to the limit that may be expended for the purchase of motor vehicles by the State of North Carolina, with a favorable report.

H. B. 211, a bill to authorize the board of county commissioners of Hyde County to make certain payments in connection with certain dredging operations and a public dock and for other purposes, with a favorable report.

H. B. 199, a bill to validate the application of the city of New Bern for a certain gasoline tax refund which application was inadvertently filed too late, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 129, a bill amending Section 1 of Chapter 795, Session Laws of 1955, relating to the compensation of the sheriff of Haywood County, with a favorable report, as amended.

By Senator Lanier, for the Committee on Penal Institutions:

H. B. 205, a bill to rewrite General Statutes 14-346 and to amend General Statutes 148-70, relating to the disposition of the products of prison labor, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Mercer: S. B. 170, a bill to amend Chapter 1160 of the Session Laws of 1953, relating to the filing of papers in the office of the clerk of the superior court so as to make the same applicable to Duplin County.

Referred to Committee on Judiciary No. 1.

By Senator Mercer: S. B. 171, a bill to amend General Statutes 14-335 so as to change the punishment of public drunkenness in Duplin County.

Referred to Committee on Judiciary No. 1.

By Senator Andrews: S. B. 172, a bill to amend General Statutes 147-45, relating to distribution of copies of Session Laws.

Referred to Committee on Judiciary No. 1.

By Senator Andrews: S. B. 173, a bill to amend General Statutes 161-6, relating to the appointment and duties of assistant registers of deeds.

Referred to Committee on Judiciary No. 1.

By Senator Andrews: S. B. 174, a bill to amend General Statutes 51-6, relating to the solemnization of marriages.

Referred to Committee on Judiciary No. 1.

By Senator Moore: S. B. 175, a bill to authorize the reconveyance of a tract of State-owned property at Holden's Beach in Brunswick County.

Referred to Committee on Public Roads.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 263, a bill amending Article 11, Chapter 115 of the General Statutes, relating to loans from the State Literary Fund.

Referred to Committee on Education.

H. B. 391, a bill appointing Gary Wyatt a member of the Alleghany County Board of Education for the unexpired term of Hort Miller, deceased.

Upon motion of Senator Duncan, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 383, a bill to amend General Statutes 115-18, relating to county boards of education, so as to fix the number of members of the Orange County Board of Education and to appoint three members thereof.

Referred to Committee on Education.

H. B. 389, a bill to amend H. B. 217, ratified the 24th day of March, 1959, entitled "An act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office."

Upon motion of Senator Copeland, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 131, a bill to authorize the board of county commissioners of Columbus County to increase the salaries and travel allowances of county employees.

Upon motion of Senator Williamson, the bill is re-referred to the Committee on Salaries and Fees.

S. B. 132, a bill to fix the compensation, travel and subsistence allowance of the members of the board of county commissioners of Columbus County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 146, a bill to authorize the board of county commissioners of Wayne County to fix fees charged by county officers and to authorize the board of county commissioners of said county to fix the number of salaried county employees and the compensation of county officials and employees.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 71, a bill to amend Chapter 234 of the Session Laws of 1939, relating to the fees of jurors in Swain County.

Passes its second and third readings and is ordered enrolled.

H. B. 131, a bill amending General Statutes 162-7 so as to fix certain fees to be charged by the sheriff of Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 132, a bill amending Chapter 202, Public Local Laws of 1929, relating to the terms of office and the compensation of members of the jury commission for Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 133, a bill fixing the compensation of the members of the county board of public welfare of Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 134, a bill fixing the compensation of the chairman of the board of county commissioners, the sheriff, the clerk of the Superior Court and the register of deeds of Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 135, a bill to authorize compensation for the mayor and members of the governing body of Oak City in Martin County.

Passes its second and third readings and is ordered enrolled.

H. B. 153, a bill relating to elections in the city of Jacksonville in Onslow County.

Passes its second and third readings and is ordered enrolled.

H. B. 183, a bill amending Chapter 103, Session Laws of 1945, fixing the fees for jurors and grand jurors in Washington County.

Passes its second and third readings and is ordered enrolled.

H. B. 186, a bill relating to the compensation of jurors in Rowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 229, a bill rewriting Sections 1 and 2 of Chapter 575, Session Laws of 1957, fixing the compensation of the sheriff of Washington County and his deputies, and providing that the board of county commissioners of said county shall determine the number of deputies to be appointed by the sheriff.

Passes its second and third readings and is ordered enrolled.

H. B. 234, a bill amending Chapter 34, Session Laws of 1951, relating to the fees of jurors in Macon County.

Passes its second and third readings and is ordered enrolled.

H. B. 239, a bill to amend General Statutes 153-13, relating to the compensation of the members of the board of county commissioners of Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 291, a bill prescribing the fees to be collected by the clerk of the Superior Court of Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 298, a bill to repeal Chapter 362 of the Session Laws of 1947, as amended, relating to jail fees in Polk County.

Passes its second and third readings and is ordered enrolled.

S. B. 84, a bill to amend General Statutes 108-30.1 and General Statutes 108-30.2, relating to actions to foreclose old age assistance liens.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 85, a bill to change the requirements for showing a deed absolute to be intended as security.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 123, a bill to amend General Statutes 20-28 to make the relief provisions therein apply retrospectively.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 136, a bill to amend General Statutes 1-145, relating to verification by one of several parties pleading together.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 144, a bill to provide that shares of building and loan associations and Federal savings and loan associations may be accepted by any agency, department, or official of the State of North Carolina that requires that securities be deposited with such agency, department, or official.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 145, a bill amending General Statutes 15-153 so as to permit a bill of particulars in order to protect the defendant from a second prosecution.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 152, a bill to validate past adoption proceedings.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 25, a bill abolishing the Governor's Committee on Interstate Cooperation and revising the membership of the North Carolina Commission on Interstate Cooperation.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered enrolled.

H. B. 35, a bill to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building.

Senator Williams moves that action on the bill be postponed until the appropriation bill appears on the Calendar.

The motion prevails and the bill remains upon the Calendar.

H. B. 117, a bill to amend General Statutes 106-372 so as to eliminate the maximum dog vaccination fee which may be fixed by a board of county commissioners.

Passes its second and third readings and is ordered enrolled.

H. R. 105, a joint resolution authorizing and requesting the Governor of North Carolina to issue a proclamation designating October 31 of each year as Youth Honor Day.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

FORTY-FOURTH DAY

SENATE CHAMBER,
Thursday, March 26, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomas, the courtesies of the lobby are extended to Mrs. Staton Williams, wife of Senator Williams of Randolph County, and Staton P. Williams, Jr., son of Mr. and Mrs. Williams, is made an honorary page of the Senate.

Upon motion of Senator Thomas, Robert Efird of Randolph County is made an honorary page of the Senate.

Upon motion of Senator Morgan of Cleveland, the courtesies of the galleries are extended to the teachers and the students of the Boiling Springs School of Cleveland County.

Upon motion of Senator Bell, the courtesies of the lobby are extended to Herman Moore of Mecklenburg County.

Upon motion of Senator Currie of Durham, the courtesies of the lobby are extended to Mrs. David Bradley, Mrs. Howard Strobel and Mrs. Richard Vann Fossen of Durham County.

Upon motion of Senator Williams, the courtesies of the lobby are extended to J. W. Boger and Z. L. Bowden of Randolph County.

Upon motion of Senator Simpkins, the courtesies of the lobby are extended to Mrs. Siceloff of Davidson County, and Geryl Siceloff and David Siceloff are made honorary pages of the Senate.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 105, a joint resolution authorizing and requesting the Governor of North Carolina to issue a proclamation designating October 31 of each year as Youth Honor Day.

S. B. 125, an act to amend Chapter 160, Article 14, Section 173 of the General Statutes of North Carolina, so as to make the proviso therein contained inapplicable to Mecklenburg County and the municipalities therein.

S. B. 148, an act to amend Chapter 459 of the Session Laws of 1949 so as to increase the membership of the board of commissioners of the town of Eureka in Wayne County.

H. B. 25, an act abolishing the Governor's Committee on Interstate Cooperation and revising the membership of the North Carolina Commission on Interstate Cooperation.

H. B. 71, an act to amend Chapter 234 of the Session Laws of 1939, relating to the fees of jurors in Swain County.

H. B. 117, an act to amend General Statutes 106-372 so as to eliminate the maximum dog vaccination fee which may be fixed by a board of county commissioners.

H. B. 131, an act amending General Statutes 162-7 so as to fix certain fees to be charged by the sheriff of Jackson County.

H. B. 132, an act amending Chapter 202, Public Local Laws of 1929, relating to the terms of office and the compensation of members of the jury commission for Jackson County.

H. B. 133, an act fixing the compensation of the members of the county board of public welfare of Jackson County.

H. B. 134, an act fixing the compensation of the chairman of the board of county commissioners, the sheriff, the clerk of the Superior Court and the register of deeds of Jackson County.

H. B. 135, an act to authorize compensation for the mayor and members of the governing body of Oak City in Martin County.

H. B. 153, an act relating to elections in the city of Jacksonville in Onslow County.

H. B. 183, an act amending Chapter 103, Session Laws of 1945, fixing the fees for jurors and grand jurors in Washington County.

H. B. 186, an act relating to the compensation of jurors in Rowan County.

H. B. 229, an act rewriting Sections 1 and 2 of Chapter 575, Session Laws of 1957, fixing the compensation of the sheriff of Washington County and his deputies, and providing that the board of county commissioners of said county shall determine the number of deputies to be appointed by the sheriff.

H. B. 234, an act amending Chapter 34, Session Laws of 1951, relating to the fees of jurors in Macon County.

H. B. 239, an act to amend General Statutes 153-13, relating to the compensation of the members of the board of county commissioners of Alamance County.

H. B. 291, an act prescribing the fees to be collected by the clerk of the Superior Court of Bertie County.

H. B. 298, an act to repeal Chapter 362 of the Session Laws of 1947, as amended, relating to jail fees in Polk County.

H. B. 389, an act to amend H. B. 217, ratified the 24th day of March, 1959, entitled "An act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office."

H. B. 391, an act appointing Gary Wyatt a member of the Alleghany County Board of Education for the unexpired term of Hort Miller, deceased.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 85, a bill to change the requirements for showing a deed absolute to be intended as security.

S. B. 123, a bill to amend General Statutes 20-28 to make the relief provisions therein apply retrospectively.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Stikeleather, for the Committee on Education:

H. B. 219, a bill relating to the schools of the Greensboro City Administrative Unit and to the governing body thereof as set out in Chapter 385, Session Laws of 1949, and the amendments thereto, with a favorable report.

H. B. 297, a bill to amend Chapter 458 of the Session Laws of 1957, relating to the appointment of trustees of the Tryon City Administrative School Unit in Polk County, with a favorable report.

H. B. 383, a bill to amend General Statutes 115-18, relating to county board of education so as to fix the number of the members of the Orange County Board of Education and to appoint three members thereof, with a favorable report.

Upon motion of Senator Lanier, the bill is placed upon today's Calendar.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 160, a bill to amend the first paragraph of General Statutes 1-42 so as to provide an additional method of proving title, with a favorable report.

S. B. 170, a bill to amend Chapter 1160 of the Session Laws of 1953, relating to the filing of papers in the office of the clerk of the Superior Court so as to make the same applicable to Duplin County, with a favorable report.

S. B. 171, a bill to amend General Statutes 14-335 so as to change the punishment of public drunkenness in Duplin County, with a favorable report.

S. B. 172, a bill to amend General Statutes 147-45, relating to distribution of copies of Session Laws, with a favorable report.

S. B. 173, a bill to amend General Statutes 161-6, relating to the appointment and duties of assistant registers of deeds, with a favorable report.

S. B. 174, a bill to amend General Statutes 51-6, relating to the solemnization of marriages, with a favorable report.

By Senator Kirkman, for the Committee on Finance:

H. B. 195, a bill to authorize the board of county commissioners of Brunswick County to call a special election for the authorization of an industrial development tax for Brunswick County and to create and fix the powers of an industrial development commission for Brunswick County, with a favorable report.

H. B. 323, a bill permitting Lincoln County to authorize bonds for school purposes in the maximum aggregate principal amount of two million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 73, a bill to amend Chapter 39, entitled "Conveyances," of the General Statutes so as to determine the risk of destruction or condemnation as between vendor and purchaser of real property, with a favorable report, as amended.

S. B. 107, a bill to make certain sacred and/or moral communications confidential, with a favorable report, as amended.

By Senator Jolly, for the Committee on Local Government:

H. B. 284, a bill to amend Chapter 196 of the Session Laws of 1957 annexing Little River Township of Hoke County to Moore County, with a favorable report.

H. B. 288, a bill to increase the number of town commissioners of the town of Bath from three to four, with a favorable report.

H. B. 296, a bill to amend Chapter 861 of the Session Laws of 1955 so as to limit the planning and zoning powers of the city of High Point to the boundary line of Randolph County in a south direction, with a favorable report.

H. B. 109, a bill to amend Chapter 1334 of the Session Laws of 1955 providing for the regulation of the subdivision of land in and around municipalities so as to make said Act applicable to Beaufort, with a favorable report.

H. B. 254, a bill to repeal Chapter 272 of the Private Laws of 1915, relating to the incorporation of Selma Cotton Mills Village in Johnston County, with a favorable report.

H. B. 267, a bill to amend Chapter 488, Public Local Laws of 1939, to repeal Chapter 724, Session Laws of 1957, to place upon the full-time chairman of the board of commissioners of Haywood County, in the capacity of county manager, the duties of tax supervisor of said county, and to fix his salary, with a favorable report.

Upon motion of Senator Medford, the bill is placed upon today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Mercer: S. B. 176, a bill to change the corporate limits of the town of Wallace so as to exclude certain territory.

Referred to Committee on Local Government.

By Senator Mercer: S. B. 177, a bill to provide a statute of limitation with respect to taxes levied by the town of Teachey in Duplin County.

Referred to Committee on Finance.

By Senator Mercer: S. B. 178, a bill to empower policemen of the town of Beulaville in Duplin County to make arrests within one and one-half miles outside the town limits.

Referred to Committee on Local Government.

By Senator Mercer: S. B. 179, a bill to create a bird sanctuary within the territorial limits of Magnolia in Duplin County.

Referred to Committee on Local Government.

By Senator Mercer: S. B. 180, a bill to create a bird sanctuary within the territorial limits of Beulaville in Duplin County.

Referred to Committee on Local Government.

By Senator Yow: S. B. 181, a bill to repeal Chapter 120 of the Public Local Laws of 1929, relating to the time of holding meetings of the board of commissioners of New Hanover County.

Referred to Committee on Counties, Cities and Towns.

By Senator Yow: S. B. 182, a bill to fix the punishment for public drunkenness in New Hanover County.

Referred to Committee on Counties, Cities and Towns.

By Senator Rutledge: S. B. 183, a bill validating and confirming the appointment or election of members of sanitary district boards and all actions and proceedings taken in relation to the annexation of additional territory by sanitary districts.

Referred to Committee on Judiciary No. 2.

By Senator Cooke: S. B. 184, a bill authorizing the town of Bessemer City to employ a city manager.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 61, a bill to amend General Statutes 1-597 relative to publication of legal notices in counties wherein no newspaper is published.

Referred to Committee on Judiciary No. 1.

H. B. 202, a bill to prevent the taking of deer on the Chowan River with the aid of boats.

Referred to Committee on Wildlife.

H. B. 249, a bill to appropriate from the Contingency and Emergency Fund the sum of two thousand dollars to Elizabeth City State Teachers College to aid in defraying the expenses of the inauguration of the new president of the college.

Referred to Committee on Appropriations.

H. B. 287, a bill to amend General Statutes 15-80, relating to waiver of extradition to provide that waiver of extradition by any person may be before a clerk of Superior Court or judge of any court of record in this State.

Referred to Committee on Judiciary No. 1.

H. B. 308, a bill adding Beaufort to the list of counties to which Article 35A, Chapter 105 of the General Statutes, relating to the listing of automobiles for taxes is applicable.

Referred to Committee on Finance.

H. B. 315, a bill to provide for the exercise of powers by police officers one mile beyond the corporate limits of the town of Creswell in Washington County.

Referred to Committee on Local Government.

H. B. 316, a bill to postpone the quadrennial revaluation and reassessment of real property in Hertford County.

Referred to Committee on Finance.

H. B. 319, a bill to authorize the town of Star to sell a water line at private sale to the town of Biscoe in Montgomery County.

Referred to Committee on Counties, Cities and Towns.

H. B. 325, a bill to authorize the board of county commissioners of Scotland County to fix all official fees to be charged in cases tried in the county criminal court of Scotland County.

Referred to Committee on Salaries and Fees.

H. B. 326, a bill to authorize the board of county commissioners of Scotland County to fix the fees which may be charged to various county officers.

Referred to Committee on Salaries and Fees.

H. B. 339, a bill to appoint members of the county board of education of Swain County.

Referred to Committee on Education.

H. B. 345, a bill to amend General Statutes 160-29, relating to the regulation of elections in Chowan County.

Upon motion of Senator Winslow, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 346, a bill to amend Chapter 186, Private Laws of 1909, relating to the charter of the city of Edenton in Chowan County.

Upon motion of Senator Winslow, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 353, a bill to authorize the board of county commissioners of Montgomery County to expend surplus funds for the purchase of lands and the construction of public and community buildings thereon.

Referred to Committee on Appropriations.

H. B. 366, a bill to repeal Chapter 353 of the Public Laws of 1935, relating to the conduct of elections in the town of Graham.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 129, a bill amending Section 1 of Chapter 795, Session Laws of 1955, relating to the compensation of the sheriff of Haywood County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment, by special messenger.

H. B. 184, a bill re-writing Section 1 of Chapter 574, Session Laws of 1957, which amends General Statutes 105-345, relating to penalties and deductions for non-payment of taxes, so far as the same apply to Washington County.

Passes its second and third readings and is ordered enrolled.

H. B. 203, a bill to prohibit hunting in Gates County with firearms other than shotguns and rifles of .22 caliber or less.

Passes its second and third readings and is ordered enrolled.

H. B. 211, a bill to authorize the board of county commissioners of Hyde County to make certain payments in connection with certain dredging operations and a public dock and for other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 267, a bill to amend Chapter 488, Public Local Laws of 1939, to repeal Chapter 724, Session Laws of 1957, to place upon the full-time chairman of the board of commissioners of Haywood County, in the capacity of county manager, the duties of tax supervisor of said county, and to fix his salary.

Passes its second and third readings and is ordered enrolled.

H. B. 383, a bill to amend General Statutes 115-18, relating to county boards of education so as to fix the number of the members of the Orange County Board of Education and to appoint three members thereof.

Passes its second and third readings and is ordered enrolled.

S. B. 83, a bill to amend Section 391 of Chapter 14 of the General Statutes, for concurrence in the House amendment.

Upon motion of Senator Medford, action on the bill is postponed until Tuesday, March 31, 1959.

S. B. 151, a bill amending General Statutes 113-104 so as to require persons while hunting wild birds and animals to surrender guns for inspection upon request of a duly authorized officer.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 120, a bill to provide fishing privileges to residents of adjoining states in inland waters constituting the boundary between this State and adjoining states.

Passes its second and third readings and is ordered enrolled.

H. B. 124, a bill authorizing Appalachian State Teachers College to use a part of its 1957 capital outlay appropriation for the construction and equipment of a home economics building and a home management house.

Passes its second and third readings and is ordered enrolled.

H. B. 127, a bill to authorize the installation and use of sirens and red lights on all vehicles owned and operated by the State for law enforcement purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 199, a bill to validate the application of the city of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

Passes its second and third readings and is ordered enrolled.

H. B. 205, a bill to rewrite General Statutes 14-346 and to amend General Statutes 148-70, relating to the disposition of the products of prison labor.

Senator Andrews moves that action on the bill be postponed until Thursday, April 9, 1959.

The motion fails to prevail.

The bill passes its second and third readings and is ordered enrolled.

H. B. 224, a bill to amend General Statutes 14-249, relating to the limit that may be expended for the purchase of motor vehicles by the State of North Carolina.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 10 o'clock.

FORTY-FIFTH DAY

SENATE CHAMBER,
Friday, March 27, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rose, the courtesies of the lobby are extended to Mr. and Mrs. Norman Asberry of Philadelphia, Pennsylvania.

Upon motion of Senator Shelton, Michael Holliday is made an honorary page of the Senate.

Upon motion of Senator Peel, the courtesies of the lobby are extended to Mrs. William Copeland, wife of Senator Copeland of Hertford County, and James W. Copeland and Emily R. Copeland, son and daughter of Senator and Mrs. Copeland are made honorary pages of the Senate.

Upon motion of Senator Medford, the courtesies of the lobby are extended to Ernest Messer of Haywood County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 18, an act to clarify General Statutes 105-449 relative to the exemption of gasoline used in public school transportation.

S. B. 30, an act to amend General Statutes 53-77.1 relating to Saturday closing of banks.

S. B. 37, an act to conform the laws of North Carolina to the laws of the United States in regard to the assessability of bank shares.

S. B. 40, an act to amend General Statutes 54-19 relating to loans by building and loan associations so as to permit such associations to make loans secured by shares of any such association in an amount not to exceed the withdrawable value thereof.

S. B. 43, an act to amend the laws relating to the power of building and loan associations to borrow money.

S. B. 69, an act to amend Chapter 524 of the Session Laws of 1957 relating to obstructions in streams and rivers as the same relates to Edgecombe County.

S. B. 108, an act to extend the corporate limits of the town of Scotland Neck in Halifax County.

S. B. 115, an act to amend Chapter 193 of the Private Laws of 1923, relating to the charter of the town of Enfield, in Halifax County.

S. B. 129, an act amending Section 1 of Chapter 795, Session Laws of 1955, relating to the compensation of the sheriff of Haywood County.

H. B. 120, an act to provide fishing privileges to residents of adjoining states in inland waters constituting the boundary between this state and adjoining states.

H. B. 124, an act authorizing Appalachian State Teachers College to use a part of its 1957 capital outlay appropriation for the construction and equipment of a home economics building and a home management house.

H. B. 127, an act to authorize the installation and use of sirens and red lights on all vehicles owned and operated by the State for law enforcement purposes.

H. B. 184, an act rewriting Section 1 of Chapter 574, Session Laws of 1957, which amends General Statutes 105-345 relating to penalties and deductions for non-payment of taxes, so far as the same apply to Washington County.

H. B. 199, an act to validate the application of the city of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

H. B. 203, an act to prohibit hunting in Gates County with firearms other than shotguns and rifles of .22 caliber or less.

H. B. 205, an act to rewrite General Statutes 14-346 and to amend General Statutes 148-70 relating to the disposition of the products of prison labor.

H. B. 211, an act to authorize the board of county commissioners of Hyde County to make certain payments in connection with certain dredging operations and a public dock and for other purposes.

H. B. 224, an act to amend General Statutes 14-249 relating to the limit that may be expended for the purchase of motor vehicles by the State of North Carolina.

H. B. 267, an act to amend Chapter 488, Public Local Laws of 1939, to repeal Chapter 724, Session Laws of 1957, to place upon the full-time chairman of the board of commissioners of Haywood County, in the capacity of county manager, the duties of tax supervisor of said county, and to fix his salary.

H. B. 345, an act to amend General Statutes 160-29 relating to the regulation of elections in Chowan County.

H. B. 346, an act to amend Chapter 186, Private Laws of 1909, relating to the charter of the city of Edenton in Chowan County.

H. B. 383, an act to amend General Statutes 115-18 relating to county boards of education so as to fix the number of the members of the Orange County Board of Education and to appoint three members thereof.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 168, a bill to amend Chapter 237 of the Session Laws of 1951 relating to the election of members of the board of aldermen of the town of Southport, with a favorable report.

S. B. 181, a bill to repeal Chapter 120 of the Public Local Laws of 1929 relating to the time of holding meetings of the board of commissioners of New Hanover County, with a favorable report.

S. B. 182, a bill to fix the punishment for public drunkenness in New Hanover County, with a favorable report.

S. B. 184, a bill authorizing the town of Bessemer City to employ a city manager, with a favorable report.

H. B. 272, a bill repealing Chapter 203, Public Local Laws of 1933, relating to the amount of the official bond of the clerk of the Superior Court of Yancey County, so as to place said county under the general law, with a favorable report.

H. B. 277, a bill authorizing the city council of the city of Hickory to lease property to the Hickory Chamber of Commerce, with a favorable report.

H. B. 295, a bill to allow the governing body of the town of Morganton to establish by ordinance a retirement or pension fund for employees, with a favorable report.

H. B. 299, a bill to extend the police power of the town of Tryon in Polk County, with a favorable report.

H. B. 311, a bill to provide for the appointment of trustees for Albemarle Hospital in Pasquotank County, with a favorable report.

H. B. 319, a bill to authorize the town of Star to sell a water line at private sale to the town of Biscoe in Montgomery County, with a favorable report.

H. B. 366, a bill to repeal Chapter 353 of the Public Laws of 1935, relating to the conduct of elections in the town of Graham, with a favorable report.

Upon motion of Senator Lanier, the bill is placed upon today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Davis, Warren, Currie of Durham and Stikeleather: S. B. 185, a bill to establish the North Carolina Confederate Centennial Commission.

Referred to Committee on Education.

By Senator Kirkman: S. B. 186, a bill extending the corporate limits of the city of High Point and amending the charter of said city with reference to the corporate limits of said city.

Referred to Committee on Local Government.

By Senator Shelton: S. B. 187, a bill to authorize the board of commissioners of Edgecombe County to adjust general and special funds ledger balances as of July 1, 1958.

Referred to Committee on Local Government.

By Senator Shelton: S. B. 188, a bill to authorize the board of commissioners of Edgecombe County to release certain taxes.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 128, a bill to amend General Statutes 113-38 relating to the distribution of funds from the sale of forest lands in Montgomery County.

Referred to Committee on Counties, Cities and Towns.

H. B. 156, a bill to amend General Statutes 105-141 so as to exclude unemployment compensation from gross income for income tax purposes.

Referred to Committee on Finance.

H. B. 212, a bill to authorize the board of drainage commissioners of Hyde County Drainage District Number 7 to pay the balance of costs incurred by petitioners in establishment of drainage district in Hyde County.

Referred to Committee on Counties, Cities and Towns.

H. B. 241, a bill to appropriate from the Contingency and Emergency Fund the sum of \$75,000 to the North Carolina Board of Correction and Training to renovate and alter surplus properties at the North Carolina Sanatorium at McCain to provide facilities for training approximately 150 students.

Referred to Committee on Appropriations.

H. B. 252, a bill to amend Paragraph (2) of General Statutes 97-2 so as to provide for the extension of Workmen's Compensation coverage to all officers and employees of municipal corporations and political subdivisions of the State.

Referred to Committee on Insurance.

H. B. 270, a bill to authorize counties to enter into continuing contracts.

Referred to Committee on Counties, Cities and Towns.

H. B. 300, a bill to amend Chapter 16 of the Private Laws of 1937 to provide that one dollar and fifty cents be taxed in the bill of costs in criminal cases for the Hertford County Peace Officers Relief Association.

Referred to Committee on Counties, Cities and Towns.

H. B. 351, a bill to amend Chapter 53 of the General Statutes so as to provide for the appointment of a deputy commissioner of banks.

Referred to Committee on Banking.

H. B. 355, a bill relating to the auditing of the books and records of justices of the peace and mayor's court of Bryson City in Swain County.

Referred to Committee on Local Government.

H. B. 360, a bill rewriting Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the State-wide Primary Laws.

Referred to Committee on Election Laws and Senatorial Districts.

H. R. 408, a joint resolution honoring Haywood County in the observance of its one hundred fiftieth anniversary.

Upon motion of Senator Medford, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 410, a bill rewriting Section 3 of Chapter 187, Private Laws of 1933, so as to require primary elections in the town of Andrews.

Upon motion of Senator Forsyth, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 414, a bill amending H. B. 38 of the 1959 Session, ratified on March 17, 1959, and to be codified as Chapter 80, Session Laws of 1959 so as to provide that the commissioners of the town of Hayesville rather than the county board of elections shall conduct municipal primaries and elections in said town.

Upon motion of Senator Forsyth, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 195, a bill to authorize the board of county commissioners of Brunswick County to call a special election for the authorization of an Industrial Development Tax for Brunswick County and to create and fix the powers of an Industrial Development Commission for Brunswick County, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—41.

H. B. 323, a bill permitting Lincoln County to authorize bonds for school purposes in the maximum aggregate principal amount of two million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—41.

S. B. 170, a bill to amend Chapter 1160 of the Session Laws of 1953 relating to the filing of papers in the office of the clerk of the Superior Court so as to make the same applicable to Duplin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 171, a bill to amend General Statutes 14-335 so as to change the punishment of public drunkenness in Duplin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 109, a bill to amend Chapter 1334 of the Session Laws of 1955 providing for the regulation of the subdivision of land in and around municipalities so as to make said Act applicable to Beaufort County.

Passes its second and third readings and is ordered enrolled.

H. B. 219, a bill relating to the schools of the Greensboro City Administrative Unit and to the governing body thereof as set out in Chapter 385, Session Laws, 1949, and the amendments thereto.

Passes its second and third readings and is ordered enrolled.

H. B. 254, a bill to repeal Chapter 272 of the Private Laws of 1915 relating to the incorporation of Selma Cotton Mills Village in Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 284, a bill to amend Chapter 196 of the Session Laws of 1957 annexing Little River Township of Hoke County to Moore County.

Passes its second and third readings and is ordered enrolled.

H. B. 288, a bill to increase the number of town commissioners of the town of Bath from three to four.

Passes its second and third readings and is ordered enrolled.

H. B. 296, a bill to amend Chapter 861 of the Session Laws of 1955 so as to limit the planning and zoning powers of the city of High Point to the boundary line of Randolph County in a south direction.

Passes its second and third readings and is ordered enrolled.

H. B. 297, a bill to amend Chapter 458 of the Session Laws of 1957 relating to the appointment of trustees of the Tryon City Administrative School Unit in Polk County.

Passes its second and third readings and is ordered enrolled.

H. B. 366, a bill to repeal Chapter 353 of the Public Laws of 1935, relating to the conduct of elections in the town of Graham.

Passes its second and third readings and is ordered enrolled.

S. B. 73, a bill to amend Chapter 39, entitled "Conveyances," of the General Statutes so as to determine the risk of destruction or condemnation as between vendor and purchaser of real property.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 107, a bill to make certain sacred and/or moral communications confidential.

The amendment offered by the Committee is adopted.

Senator Hamilton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 160, a bill to amend the first paragraph of General Statutes 1-42 so as to provide an additional method of proving title.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 172, a bill to amend General Statutes 147-45 relating to distribution of copies of Session Laws.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 173, a bill to amend General Statutes 161-6 relating to the appointment and duties of assistant registers of deeds.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 174, a bill to amend General Statutes 51-6 relating to the solemnization of marriages.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Medford, the Senate adjourns in honor of the observance of Haywood County's one hundred fiftieth anniversary, to meet tomorrow morning at 10 o'clock, at which time only Public Local Bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

FORTY-SIXTH DAY

SENATE CHAMBER,
Saturday, March 28, 1959.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland, the Principal Clerk S. Ray Byerly calls Senator Forsyth to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Jordan for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Canipe, the courtesies of the lobby are extended to Mrs. Forsyth, mother of Senator Forsyth and Mrs. Forsyth, wife of Senator Forsyth of Cherokee County and Robert and William Frank Forsyth, Jr., are made honorary pages of the Senate.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 73, a bill to amend Chapter 39, entitled "Conveyances," of the General Statutes so as to determine the risk of destruction or condemnation as between vendor and purchaser of real property.

S. B. 107, a bill to make certain sacred and/or moral communications confidential.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Friday, March 27, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 215, entitled "a bill providing that the boundaries of the city of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the City of Thomasville."

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Thomason, the bill is recalled from the Enrolling Office and upon his motion the vote by which the bill passed its second and third readings is reconsidered and the bill is ordered returned to the House of Representatives.

Upon motion of Senator Canipe, the Senate adjourns to meet Monday evening at 8 o'clock.

FORTY-SEVENTH DAY

SENATE CHAMBER,
Monday, March 30, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mr. and Mrs. M. E. Ray of Wake County, and Karin Ray is made an honorary page of the Senate.

Upon motion of Senator Lanier, the courtesies of the lobby are extended to Miss Katie Owens of Pitt County.

Upon motion of Senator Moore, the courtesies of the lobby are extended to Mr. and Mrs. B. B. Parker of Wake County, and Diane Howell of Wake County is made an honorary page of the Senate.

Upon motion of Senator Winslow, the courtesies of the lobby are extended to Mrs. Small of Chowan County.

Upon motion of Senator Alford, 400 additional copies of S. B. 161, a bill relating to the uniform assessment of property for ad valorem tax purposes, are ordered reprinted.

Upon motion of Senator Alford, 400 additional copies of S. B. 162, a bill to provide for the systematic revaluation of property for ad valorem tax purposes, are ordered reprinted.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Canipe: S. B. 189, a bill providing for the election of the county accountant and tax supervisor of Mitchell County, fixing his salary and the salary of his assistant, and providing for filling vacancies in said office.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 154, a bill to rewrite General Statutes 53-66, relating to savings accounts.

Referred to Committee on Banking.

H. B. 232, a bill to reimburse J. W. Ellis for personal expenses and obligations incurred in connection with an incident while carrying out his duties as an employee of the Wildlife Resources Commission.

Referred to Committee on Appropriations.

H. B. 257, a bill to create the Historic Bath Commission for the purpose of the acquisition, repair and maintenance of historic sites in the town of Bath in Beaufort County.

Referred to Committee on Appropriations.

H. B. 264, a bill to amend General Statutes 112-19, relating to the eligibility of certain widows of Confederate soldiers to be placed on the Class B pension roll.

Referred to Committee on Appropriations.

H. B. 269, a bill amending General Statutes 153-9 and creating the office of county fire marshal.

Referred to Committee on Insurance.

H. B. 271, a bill to authorize boards of county commissioners to fix the office hours and workdays in the various county offices.

Referred to Committee on Counties, Cities and Towns.

H. B. 320, a bill to confer limited civil jurisdiction upon the criminal terms of court of the Superior Court of Robeson County.

Referred to Committee on Courts and Judicial Districts.

H. B. 324, a bill to amend General Statutes 113-247, relating to fishing in a certain portion of the Roanoke River.

Referred to Committee on Wildlife.

H. B. 348, a bill amending Chapter 349, Private Laws of 1891, as amended, so as to fix the dates for holding municipal elections in the town of Hope Mills in Cumberland County and to fix the terms of office of the elected officials thereof.

Referred to Committee on Counties, Cities and Towns.

H. B. 352, a bill to amend General Statutes 2-24 authorizing the board of county commissioners of Gates County to fix the office hours and work days of the clerk of the Superior Court.

Referred to Committee on Counties, Cities and Towns.

H. B. 357, a bill relating to the appointment of a single registrar of vital statistics for Henderson County.

Referred to Committee on Counties, Cities and Towns.

H. B. 363, a bill to authorize the board of county commissioners of Hyde County to levy a special tax for the purchase of the remainder of the school site for Mattamuskeet High School in Hyde County.

Referred to Committee on Finance.

H. B. 365, a bill to amend Chapter 731, Session Laws of 1953, relating to the charter of the city of Henderson in Vance County.

Referred to Committee on Counties, Cities and Towns.

H. B. 390, a bill to repeal Chapter 623 of the Session Laws of 1949, relating to the payment for special services in the water, light and tax offices in the town of Huntersville in Mecklenburg County.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 195, a bill to authorize the board of county commissioners of Brunswick County to call a special election for the authorization of an industrial development tax for Brunswick County and to create and fix the powers of an industrial development commission for Brunswick County, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Humber, Jolly, Jordan, Kesler, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of

Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—41.

The bill is ordered enrolled.

H. B. 323, a bill permitting Lincoln County to authorize bonds for school purposes in the maximum aggregate principal amount of two million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Humber, Jolly, Jordan, Kesler, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—41.

The bill is ordered enrolled.

S. B. 168, a bill to amend Chapter 237 of the Session Laws of 1951, relating to the election of members of the board of aldermen of the town of Southport.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 181, a bill to repeal Chapter 120 of the Public Local Laws of 1929, relating to the time of holding meetings of the board of commissioners of New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 182, a bill to fix the punishment for public drunkenness in New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 184, a bill authorizing the town of Bessemer City to employ a city manager.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 272, a bill repealing Chapter 203, Public Local Laws of 1933, relating to the amount of the official bond of the clerk of the Superior Court of Yancey County, so as to place said county under the general law.

Passes its second and third readings and is ordered enrolled.

H. B. 277, a bill authorizing the city council of the city of Hickory to lease property to the Hickory Chamber of Commerce.

Passes its second and third readings and is ordered enrolled.

H. B. 295, a bill to allow the governing body of the town of Morganton to establish by ordinance a retirement or pension fund for employees.

Passes its second and third readings and is ordered enrolled.

H. B. 299, a bill to extend the police power of the town of Tryon in Polk County.

Passes its second and third readings and is ordered enrolled.

H. B. 311, a bill to provide for the appointment of trustees for Albemarle Hospital in Pasquotank County.

Passes its second and third readings and is ordered enrolled.

H. B. 319, a bill to authorize the town of Star to sell a water line at private sale to the town of Biscoe in Montgomery County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

FORTY-EIGHTH DAY

SENATE CHAMBER,
Tuesday, March 31, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Dr. Mark Depp of the Methodist Church of Winston-Salem, North Carolina.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to the teachers and the students of the Speed School of Edgecombe County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Rev. John Brown of Wake County.

Upon motion of Senator Currie of Durham, S. B. 128, a bill amending Article IV, Section 2 of the Constitution of North Carolina so as to give concurrent jurisdiction to the Superior Court and inferior courts in certain cases, is taken from the Committee on Constitution and re-referred to the Committee on Judiciary No. 1.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 408, a joint resolution honoring Haywood County in the observance of its one hundred fiftieth anniversary.

S. B. 5, an act to amend Chapter 130 of the General Statutes so as to require the vaccination of young children against poliomyelitis (infantile paralysis).

S. B. 67, an act to amend General Statutes 54-1, relating to the application of the terms "building and loan association," "building association," and "savings and loan association."

S. B. 89, an act to amend Chapter 108 of the General Statutes of North Carolina, relating to the manner of payment of public assistance.

S. B. 91, an act to amend Section 108-73.17 of the General Statutes of North Carolina, relating to payments for hospitalization of recipients of public assistance.

S. B. 95, an act to amend General Statutes 112-20 so as to provide that widows of Confederate soldiers may receive a pension from the State while receiving a pension from any other state or from the United States.

S. B. 138, an act to amend Article 21 of Chapter 58 of the General Statutes, relating to the State property fire insurance fund.

S. B. 140, an act authorizing and directing the State Treasurer to refund money paid to the Commissioner of Insurance and held by the State Treasurer under the Firemen's Pension Fund Act, being Chapter 1420 of the Session Laws of 1957, which Act has been declared unconstitutional by the Supreme Court of North Carolina.

S. B. 147, an act relating to the issuance of warrants and receipts by justices of the peace in Wayne County.

H. B. 109, an act to amend Chapter 1334 of the Session Laws of 1955, providing for the regulation of the subdivision of land in and around municipalities so as to make said Act applicable to Beaufort County.

H. B. 219, an act relating to the schools of the Greensboro City Administrative Unit and to the governing body thereof as set out in Chapter 385, Session Laws of 1949, and the amendments thereto.

H. B. 254, an act to repeal Chapter 272 of the Private Laws of 1915, relating to the incorporation of Selma Cotton Mills Village in Johnston County.

H. B. 284, an act to amend Chapter 196 of the Session Laws of 1957 annexing Little River Township of Hoke County to Moore County.

H. B. 288, an act to increase the number of town commissioners of the town of Bath from three to four.

H. B. 296, an act to amend Chapter 861 of the Session Laws of 1955 so as to limit the planning and zoning powers of the city of High Point to the boundary line of Randolph County in a south direction.

H. B. 297, an act to amend Chapter 458 of the Session Laws of 1957, relating to the appointment of trustees of the Tryon City Administrative School Unit, in Polk County.

H. B. 366, an act to repeal Chapter 353 of the Public Laws of 1935, relating to the conduct of elections in the town of Graham.

H. B. 410, an act rewriting Section 3 of Chapter 187, Private Laws of 1933, so as to require primary elections in the town of Andrews.

H. B. 414, an act amending H. B. 38 of the 1959 Session, ratified on March 17, 1959, and to be codified as Chapter 80, Session Laws of 1959 so as to provide that the commissioners of the town of Hayesville rather than the county board of elections shall conduct municipal primaries and elections in said town.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Hamilton, for the Committee on Retirement, Employment Security:

S. B. 71, a bill to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the payment of extended benefits under certain emergency conditions; to define agricultural labor and partial weekly benefit; to include as a part of the Unemployment Trust Fund of this State certain moneys being received under the provisions of the Reed Act under Title IX of the Social Security Act, as amended; and to further clarify certain provisions of said chapter, with a favorable report, as amended.

By Senator Thomas, for the Committee on Public Utilities:

H. B. 98, a bill to amend Chapter 22 of the Private Laws of 1935, relating to the Utilities Commission of the city of Lexington, with a favorable report.

H. B. 111, a bill to amend General Statutes 62-121.29, relating to tariffs of common carriers, with a favorable report, as amended.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 56, a bill concerning the assignment of an assistant attorney general to the Utilities Commission, with a favorable report, as amended.

S. B. 77, a bill to permit joinder of the principal debtor as a party defendant when a surety is sued by a creditor, with a favorable report, as amended.

S. B. 183, a bill validating and confirming the appointment or election of members of sanitary district boards and all actions and proceedings taken in relation to the annexation of additional territory by sanitary districts, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

H. B. 147, a bill to amend General Statutes 47-115, relating to the execution of powers of attorney, with a favorable report, as amended.

By Senator Copeland, for the Committee on Appropriations:

H. B. 241, a bill to appropriate from the Contingency and Emergency Fund the sum of \$75,000 to the North Carolina Board of Correction and Training to renovate and alter surplus properties at the North Carolina Sanatorium at McCain to provide facilities for training approximately 150 students, with a favorable report.

Upon motion of Senator Lanier, the bill is placed upon today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Simpkins: S. R. 190, a joint resolution accepting the invitation, from the people of Lenoir County to the General Assembly, to dinner on the evening of Wednesday, April 8, 1959.

Upon motion of Senator Simpkins, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Jordan: S. B. 191, a bill to amend the charter of the town of Garner so as to regulate the compensation to be received by the mayor and the board of aldermen of the town of Garner.

Referred to Committee on Salaries and Fees.

By Senator Crew: S. B. 192, a bill to amend General Statutes 45-21.38, relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

Referred to Committee on Judiciary No. 1.

By Senator Canipe: S. B. 193, a bill amending General Statutes 115-39 so as to remove certain limitations upon the Madison County Board of Education in the selection of a county superintendent.

Referred to Committee on Education.

By Senator Henkel: S. R. 194, a joint resolution honoring the memory of the late D. L. Raymer, Sr., former Senator from Iredell County.

Upon motion of Senator Henkel, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 60, a bill to enact the Interstate Compact on Mental Health.

Referred to Committee on Mental Institutions.

H. B. 99, a bill to prevent the disenfranchisement of certain stock held by trust institutions in a fiduciary capacity.

Referred to Committee on Banking.

H. B. 189, a bill to enable flue-cured tobacco farmers in North Carolina to impose upon themselves by their referendum vote an assessment to provide funds to promote through organized effort the sale and use of flue-cured tobacco in export and domestic markets.

Referred to Committee on Agriculture.

H. B. 261, a bill to authorize the county commissioners of Person County to establish and operate parking meters on county-owned property at the Person County courthouse in Roxboro.

Referred to Committee on Local Government.

H. B. 338, a bill to provide for a required accounting by State highway patrolmen for subsistence allowances so as to bring such accounting within the purview of Section 1.162-17(b) of the regulations of the Internal Revenue Service.

Referred to Committee on Finance.

H. B. 341, a bill to amend Chapter 1333 of the 1957 Session Laws, relating to assessments for water and sewer mains so as to apply the same to the city of High Point.

Referred to Committee on Finance.

H. B. 342, a bill to amend Chapter 988 of the 1953 Session Laws, relating to street and utility assessments so as to make the same apply to the city of High Point.

Referred to Committee on Finance.

H. B. 356, a bill to amend Article 7A of Chapter 7 of the General Statutes, relating to the issuance of warrants and receipts by justices of the peace in Burke County.

Referred to Committee on Judiciary No. 1.

H. B. 344, a bill to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes.

Referred to Committee on Finance.

HOUSE OF REPRESENTATIVES,
Tuesday, March 31, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 68, entitled, "a joint resolution providing for the appointment of a committee to make a study of the question of whether this General Assembly shall adopt a plan to encourage the use of voting machines by the counties, as well as a plan to assist the counties in the purchase or rental of voting machines in our primaries and elections," the Speaker has appointed on the part of the House of Representatives to serve with a like Committee on the part of the Senate, Representatives Buchanan, High and Strayhorn.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

The President appoints as a Committee on the part of the Senate, Senators Williams and Copeland, and the House of Representatives is so notified.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
H. B. 241, a bill to appropriate from the Contingency and Emergency Fund the sum of \$75,000 to the North Carolina Board of Correction and Training; to renovate and alter surplus properties at the North Carolina Sanatorium at McCain; to provide facilities for training approximately 150 students.

Passes its second and third readings and is ordered enrolled.

S. B. 83, a bill to amend Section 391 of Chapter 14 of the General Statutes, for concurrence in the House amendment.

Upon motion of Senator Medford, the Senate concurs in the House amendment, and the bill is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

FORTY-NINTH DAY

SENATE CHAMBER,
Wednesday, April 1, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Mercer, the courtesies of the galleries are extended to the teachers and the students of the North Duplin High School of Duplin County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Bruce Poole of Wake County.

Upon motion of Senator Morgan of Cleveland, the courtesies of the lobby are extended to Boyce Morrison, B. M. Barnes and Malcolm Brown of Cleveland County.

Upon motion of Senator Currie of Moore, the courtesies of the floor are extended to former Senator J. B. Moore of Hoke County.

Upon motion of Senator Medford, the courtesies of the lobby are extended to Lawrence Leatherwood of Haywood County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Grady Barnhill of Nash County.

Upon motion of Senator Stikeleather, the courtesies of the lobby are extended to R. A. Tomlin and T. A. Mallard of Buncombe County.

Upon motion of Senator Crew, the courtesies of the lobby are extended to Mrs. Tom Harris of Halifax County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 194, a joint resolution honoring the memory of the late D. L. Raymer, Senior, former Senator from Iredell County.

S. B. 83, an act to amend Section 391 of Chapter 14 of the General Statutes.

S. B. 112, an act to amend Article 20, Chapter 15 of the General Statutes by adding a new Section to authorize the probation commission to delegate to the director of probation the authority to appoint and terminate the services of probation officers and clerks.

H. B. 195, an act to authorize the board of county commissioners of Brunswick County to call a special election for the authorization of an industrial development tax for Brunswick County and to create and fix the powers of an industrial development commission for Brunswick County.

H. B. 241, an act to appropriate from the contingency and emergency fund the sum of \$75,000 to the North Carolina Board of Correction and Training to renovate and alter surplus properties at the North Carolina Sanatorium at McCain to provide facilities for training approximately 150 students.

H. B. 272, an act repealing Chapter 203, Public Local Laws of 1933, relating to the amount of the official bond of the clerk of the Superior Court of Yancey County, so as to place said county under the General Laws.

H. B. 277, an act authorizing the city council of the city of Hickory to lease property to the Hickory Chamber of Commerce.

H. B. 295, an act to allow the governing body of the town of Morganton to establish by ordinance a retirement or pension fund for employees.

H. B. 299, an act to extend the police power of the town of Tryon in Polk County.

H. B. 311, an act to provide for the appointment of trustees for Albemarle Hospital in Pasquotank County.

H. B. 319, an act to authorize the town of Star to sell a water line at private sale to the town of Biscoe in Montgomery County.

H. B. 323, an act permitting Lincoln County to authorize bonds for school purposes in the maximum aggregate principal amount of two million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kirkman, for the Committee on Finance:

H. B. 344, a bill to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes, with a favorable report.

Upon motion of Senator Ross, the bill is placed upon today's Calendar.

By Senator Moore, for the Committee on Public Roads:

S. B. 175, a bill to authorize the reconveyance of a tract of State-owned property at Holden's Beach in Brunswick County, with a favorable report.

H. B. 204, a bill to amend General Statutes 20-125 so as to authorize sirens and flashing red lights to be equipped and used upon vehicles operated by sheriffs, deputy sheriffs and other peace officers in Brunswick County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Humber: S. B. 195, a bill to provide for the investment of funds by Pitt County.

Referred to Committee on Finance.

By Senator Jolly: S. B. 196, a bill to amend Chapter 895 of the Session Laws of 1947, relating to the operation of carnivals in Franklin County.

Referred to Committee on Local Government.

By Senator Peel: S. B. 197, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Martin County.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 424, a joint resolution accepting the invitation, from the people of Lenoir County to the General Assembly, to dinner on the evening of Wednesday, April 8, 1959.

Upon motion of Senator Simpkins, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 423, a joint resolution commemorating the one hundred and fiftieth anniversary of the establishment of Columbus County.

Upon Motion of Senator Williamson, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 98, a bill to amend Chapter 22 of the Private Laws of 1935, relating to the Utilities Commission of the city of Lexington.

Passes its second and third readings and is ordered enrolled.

S. B. 71, a bill to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the payment of extended benefits under certain emergency conditions; to define agricultural labor and partial weekly benefit; to include as a part of the Unemployment Trust Fund of this State certain moneys being received under the provisions of the Reed Act under Title IX of the Social Security Act, as amended; and to further clarify certain provisions of said Chapter, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—43.

S. B. 183, a bill validating and confirming the appointment or election of members of sanitary district boards and all actions and proceedings taken in relation to the annexation of additional territory by sanitary districts, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren Whitley, Williams, Williamson, Winslow, Yow—43.

H. B. 344, a bill to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—43.

S. B. 56, a bill concerning the assignment of an Assistant Attorney General to the Utilities Commission.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 77, a bill to permit joinder of the principal debtor as a party defendant when a surety is sued by a creditor.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 111, a bill to amend General Statutes 62-121.29 relating to tariffs of common carriers.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 147, a bill to amend General Statutes 47-115 relating to the execution of powers of attorney.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Currie of Durham, the Senate adjourns to meet tomorrow at 12 M.

FIFTIETH DAY

SENATE CHAMBER,
Thursday, April 2, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. John S. Spong of the Episcopal Church, Tarboro, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hancock, the courtesies of the galleries are extended to the teachers and the students of the Wilton School of Granville County.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Mrs. John Spong of Edgecombe County, and Ellen Elizabeth and Mary Katharine Spong are made honorary pages of the Senate.

Upon motion of Senator Peel, the courtesies of the galleries are extended to the teachers and the students of the Jamesville School of Martin County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 423, a joint resolution commemorating the one hundred and fiftieth anniversary of the establishment of Columbus County.

H. R. 424, a joint resolution accepting the invitation, from the people of Lenoir County to the General Assembly, to dinner on the evening of Wednesday, April 8, 1959.

S. B. 146, an act to authorize the board of county commissioners of Wayne County to fix fees charged by county officers and to authorize the board of county commissioners of said county to fix the number of salaried county employees and the compensation of county officials and employees.

S. B. 151, an act amending General Statutes 113-104 so as to require persons while hunting wild birds and animals to surrender guns for inspection upon request of a duly authorized officer.

H. B. 98, an act to amend Chapter 22 of the Private Laws of 1935, relating to the utilities commission of the city of Lexington.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Bell, for the Committee on Courts and Judicial Districts:

S. B. 130, a bill to authorize the board of commissioners of Columbus County to appoint a deputy recorder of the Columbus County Recorder's Court and to fix his salary, with a favorable report.

H. B. 136, a bill to amend Chapter 913 of the Session Laws of 1957 insofar as it relates to justices of the peace in Martin County, with a favorable report.

H. B. 150, a bill to provide for the appointment of a vice-recorder for the recorder's court of Bladen County, with a favorable report.

H. B. 242, a bill to amend General Statutes 7-186, relating to recorders' courts, as the same applies to such court in the town of Mount Holly, Gaston County, with a favorable report.

H. B. 243, a bill to provide for the transfer of criminal cases from the Bessemer City Recorder's Court to the Superior Court of Gaston County when trial by jury is demanded, with a favorable report.

H. B. 273, a bill amending General Statutes 7-113 as to the number of justices of the peace to be elected in Yancey County and providing for removal of such justices of the peace for cause, with a favorable report.

H. B. 320, a bill to confer limited civil jurisdiction upon the criminal terms of court of the Superior Court of Robeson County, with a favorable report.

By Senator Stikeleather, for the Committee on Education:

H. B. 263, a bill amending Article 11, Chapter 115 of the General Statutes, relating to loans from the State Literary Fund, with a favorable report.

H. B. 339, a bill to appoint members of the county board of education of Swain County, with a favorable report.

By Senator Williams, for the Committee on Election Laws and Senatorial Districts:

H. B. 360, a bill rewriting Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the State-wide primary laws, with a favorable report.

By Senator Kirkman, for the Committee on Finance:

H. B. 285, a bill to repeal Chapter 1314 of the Session Laws of 1957, relating to the Law Enforcement Officers' Relief Fund in Bertie County, and to amend Chapter 897 of the Session Laws of 1953 so as to increase the fee to be taxed for the Law Enforcement Officers' Relief Fund from one dollar to one dollar and fifty cents, with a favorable report.

H. B. 302, a bill to amend Chapter 644 of the Session Laws of 1953, relating to the collection of beer and wine license taxes in Wake County, with a favorable report.

H. B. 308, a bill adding Beaufort to the list of counties to which Article 35A, Chapter 105 of the General Statutes, relating to the listing of automobiles for taxes, is applicable, with a favorable report.

H. B. 316, a bill to postpone the quadrennial revaluation and reassessment of real property in Hertford County, with a favorable report.

H. B. 341, a bill to amend Chapter 1333 of the 1957 Session Laws, relating to assessments for water and sewer mains so as to apply the same to the city of High Point, with a favorable report.

H. B. 342, a bill to amend Chapter 988 of the 1953 Session Laws, relating to street and utility assessments so as to make the same apply to the city of High Point, with a favorable report.

H. B. 363, a bill to authorize the board of county commissioners of Hyde County to levy a special tax for the purchase of the remainder of the school site for Mattamuskeet High School in Hyde County, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

H. B. 187, a bill to amend General Statutes 112-1, relating to the incorporation and powers of association of the Confederate Woman's Home, with a favorable report.

H. B. 258, a bill amending Chapter 193, Private Laws of 1923, relating to the appointment, duties and salary of town clerk and assistant town clerk for the town of Enfield, with a favorable report, as amended.

H. B. 356, a bill to amend Article 7A of Chapter 7 of the General Statutes, relating to the issuance of warrants and receipts by justices of the peace in Burke County, with a favorable report.

By Senator Jolly, for the Committee on Local Government:

S. B. 176, a bill to change the corporate limits of the town of Wallace so as to exclude certain territory, with a favorable report.

S. B. 178, a bill to empower policemen of the town of Beulaville in Duplin County to make arrests within one and one-half miles outside the town limits, with a favorable report.

S. B. 179, a bill to create a bird sanctuary within the territorial limits of Mag-
nolia in Duplin County, with a favorable report.

S. B. 180, a bill to create a bird sanctuary within the territorial limits of Beula-
ville, in Duplin County, with a favorable report.

S. B. 186, a bill extending the corporate limits of the city of High Point and
amending the charter of said city with reference to the corporate limits of said
city, with a favorable report.

S. B. 187, a bill to authorize the board of commissioners of Edgecombe County
to adjust general and special funds ledger balances as of July 1, 1958, with a
favorable report.

S. B. 188, a bill to authorize the board of commissioners of Edgecombe County
to release certain taxes, with a favorable report.

S. B. 189, a bill providing for the election of the county accountant and tax
supervisor of Mitchell County, fixing his salary and the salary of his assistant,
and providing for filling vacancies in said office, with a favorable report.

S. B. 196, a bill to amend Chapter 895 of the Session Laws of 1947, relating to
the operation of carnivals in Franklin County, with a favorable report.

H. B. 261, a bill to authorize the county commissioners of Person County to
establish and operate parking meters on county-owned property at the Person
County Courthouse in Roxboro, with a favorable report.

H. B. 315, a bill to provide for the exercise of powers by police officers one mile
beyond the corporate limits of the town of Creswell in Washington County, with
a favorable report.

H. B. 355, a bill relating to the auditing of the books and records of justices
of the peace and mayor's court of Bryson City in Swain County, with a favorable
report.

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 131, a bill to authorize the board of county commissioners of Columbus
County to increase the salaries and travel allowances of county employees, with
a favorable report.

H. B. 103, a bill to fix the compensation of certain officials of Alexander County,
with a favorable report.

H. B. 256, a bill amending Chapter 678, Session Laws of 1951, relating to the
fees to be charged by the sheriff of Swain County for making arrests in criminal
cases, with a favorable report.

H. B. 309, a bill to amend Chapter 1227 of the Session Laws of 1953 authorizing
the county commissioners to fix the salaries of county officials and employees so
as to make the same applicable to Currituck County, with a favorable report.

By Senator Hancock, for the Committee on Veterans and Military Affairs:

H. B. 91, a bill to amend Chapter 127 of the General Statutes, relating to the
National Guard and militia of the State, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as
follows:

By Senator Ross: S. B. 198, a bill amending General Statutes 115-126 so as
to empower county and city boards of education to dedicate portions of lands
owned by such boards as rights-of-way for public streets, roads or sidewalks.

Referred to Committee on Education.

By Senator Duncan: S. B. 199, a bill to hear and determine on its merits the claim of Clifford John Toliver.

Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 215, a bill providing that the boundaries of the city of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the city of Thomasville.

Referred to Committee on Local Government.

H. B. 289, a bill to rewrite sub-Section 4 of General Statutes 105-296, so as to clarify its provisions and include in the exemption from taxation all lands, buildings and facilities reasonably necessary and useful in the functional operation of public libraries and educational institutions.

Referred to Committee on Finance.

H. B. 301, a bill to amend General Statutes 158-2, relating to the approval of voters for money appropriations by local governments.

Referred to Committee on Appropriations.

H. B. 327, a bill to amend Chapter 153 of General Statutes of North Carolina, relating to legal settlement.

Referred to Committee on Judiciary No. 1.

H. B. 350, a bill to provide for the election of the chairman and four members of the board of county commissioners of Union County.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 378, a bill to amend Chapter 889 of the Session Laws of 1953, relating to the application of the Civil Service Commission of the city of Raleigh to certain employees of the city.

Referred to Committee on Counties, Cities and Towns.

H. B. 379, a bill to amend Section 15 of the charter of the city of Raleigh, relating to the effective date of ordinances.

Referred to Committee on Counties, Cities and Towns.

H. B. 380, a bill to amend Section 11 of the charter of the city of Raleigh, relating to meetings of the City Council.

Referred to Committee on Counties, Cities and Towns.

H. B. 382, a bill to amend Chapter 526 of the Public Local Laws of 1935, relating to the dividing of Cherokee County in districts for the purpose of nomination and election of members of the board of county commissioners.

Referred to Committee on Counties, Cities and Towns.

H. B. 395, a bill to create a Peace Officers' Relief Fund for the county of Pasquotank.

Referred to Committee on Counties, Cities and Towns.

H. B. 398, a bill to amend General Statutes 160-277.1 providing for the regulation of the subdivision of land in and around the city of Shelby in Cleveland County.

Referred to Committee on Counties, Cities and Towns.

H. B. 400, a bill authorizing the board of county commissioners of Alamance County to extend the time for quadrennial revaluation and reassessment of real property for taxation.

Referred to Committee on Finance.

H. B. 401, a bill amending General Statutes 105-327, relating to the meeting of the county board of equalization and review of Alamance County.

Referred to Committee on Finance.

H. B. 406, a bill to establish the North Carolina Confederate Centennial Commission.

Referred to Committee on Education.

H. B. 409, a bill to provide for staggered four-year terms for commissioners and for four-year terms for mayor in the town of Wake Forest in Wake County.

Referred to Committee on Counties, Cities and Towns.

H. B. 418, a bill authorizing the town of Old Fort to sell at private sale certain land not needed for municipal purposes.

Referred to Committee on Local Government.

H. B. 421, a bill to amend Chapter 1109 of the Session Laws of 1957, relating to the issuance of warrants by justices of the peace so as to make the same inapplicable to Pitt County.

Referred to Committee on Local Government.

H. B. 445, a bill to amend Chapter 394, Session Laws of 1955, relating to the selection of school committeemen for the Graham public schools in Alamance County.

Referred to Committee on Education.

H. B. 429, a bill to authorize the Franklin County Board of Education to dispose of certain school property at private sale.

Upon motion of Senator Jolly, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 204, a bill to amend General Statutes 20-125 so as to authorize sirens and flashing red lights to be equipped and used upon vehicles operated by sheriffs, deputy sheriffs and other peace officers in Brunswick County.

Passes its second and third readings and is ordered enrolled.

S. B. 71, a bill to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the payment of extended benefits under certain emergency conditions; to define agricultural labor and partial weekly benefit; to include as a part of the unemployment trust fund of this State certain moneys being received under the provisions of the Reed Act under Title IX of the Social Security Act, as amended; and to further clarify certain provisions of said Chapter.

The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered engrossed.

S. B. 183, a bill validating and confirming the appointment or election of members of sanitary district boards and all actions and proceedings taken in relation to the annexation of additional territory by sanitary districts, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered sent to the House of Representatives.

H. B. 344, a bill to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered enrolled.

S. B. 53, a bill to amend General Statutes 97-27 to provide for examination for injured employees to be paid for by employers or the Industrial Commission.

The amendment offered by the Committee is adopted.

Senator Blackburn offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 175, a bill to authorize the reconveyance of a tract of State-owned property at Holden's Beach in Brunswick County.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 10 o'clock.

FIFTY-FIRST DAY

SENATE CHAMBER,
Friday, April 3, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Williams, the courtesies of the galleries are extended to the teachers and the students of the Albemarle Junior High School of Stanly County.

Upon motion of Senator Ross, the courtesies of the lobby are extended to Albert Neal of McDowell County, and Jerry and Burke Neal are made honorary pages of the Senate.

Upon motion of Senator Ross, the courtesies of the lobby are extended to R. T. Wiggins of McDowell County.

Upon motion of Senator Mercer, the courtesies of the lobby are extended to Roy Campbell of Scotland County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Oberlin Road School of Wake County.

Upon motion of Senator Alford, the courtesies of the galleries are extended to the teachers and the students of the Red Oak School of Nash County.

Upon motion of Senator Kesler, the courtesies of the galleries are extended to the teachers and the students of the Mount Eller School of Rowan County.

Upon motion of Senator Currie of Moore, the courtesies of the lobby are extended to Mrs. John C. Kesler, wife of Senator Kesler of Rowan County and Frances Sue Kesler and Marilyn Overton are made honorary pages of the Senate.

Upon motion of Senator Lanier, H. B. 445, a bill to amend Chapter 394, Session Laws of 1955, relating to the selection of school committeemen for the Graham public schools in Alamance County, is taken from the Committee on Education and placed upon today's Calendar.

Upon motion of Senator Kirkman, 400 additional copies of S. B. 141, a bill to provide a salary increase for public school teachers, faculties of State institutions of higher education and State employees, to provide cumulative sick leave for teachers and to provide for a two-year agricultural course and to raise such additional revenue as is necessary therefor, are ordered reprinted.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 111, an act to amend General Statutes 62-121.29 relating to tariffs of common carriers.

H. B. 147, an act to amend General Statutes 47-115 relating to the execution of powers of attorney.

H. B. 204, an act to amend General Statutes 20-125 so as to authorize sirens and flashing red lights to be equipped and used upon vehicles operated by sheriffs, deputy sheriffs and other peace officers in Brunswick County.

H. B. 344, an act to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes.

H. B. 429, an act to authorize the Franklin County Board of Education to dispose of certain school property at private sale.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 56, a bill concerning the assignment of an Assistant Attorney General to the Utilities Commission.

S. B. 77, a bill to permit joinder of the principal debtor as a party defendant when a surety is sued by a creditor.

S. B. 71, a bill to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the payment of extended benefits under certain emergency conditions; to define agricultural labor and partial weekly benefit; to include as a part of the unemployment trust fund of this State certain moneys being received under the provisions of the Reed Act under Title IX of the Social Security Act, as amended; and to further clarify certain provisions of said Chapter.

S. B. 53, a bill to amend General Statutes 97-27 to provide for examination for injured employees to be paid for by employers or the Industrial Commission.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Moore, for the Committee on Public Roads:

S. B. 153, a bill to provide for the defense of State Highway Patrolmen by the State when such officers are sued or prosecuted in connection with the performance of their official duties, with a favorable report.

H. B. 223, a bill to amend General Statutes 20-149(b) so as to provide that the failure of an overtaking driver to sound his horn shall not constitute negligence or contributory negligence per se in any civil action, with a favorable report.

By Senator Stikeleather, for the Committee on Education:

S. B. 185, a bill to establish the North Carolina Confederate Centennial Commission, with a favorable report.

By Senator Kirkman, for the Committee on Finance:

S. B. 195, a bill to provide for the investment of funds by Pitt County, with a favorable report.

S. B. 197, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Martin County, with a favorable report.

H. B. 400, a bill authorizing the board of county commissioners of Alamance County to extend the time for quadrennial revaluation and reassessment of real property for taxation, with a favorable report.

H. B. 401, a bill amending General Statutes 105-327 relating to the meeting of the county board of equalization and review of Alamance County, with a favorable report.

By Senator Copeland, for the Committee on Appropriations:

H. B. 249, a bill to appropriate from the contingency and emergency fund the sum of two thousand dollars to Elizabeth City State Teachers College to aid in defraying the expenses of the inauguration of the new president of the college, with a favorable report.

H. B. 301, a bill to amend General Statutes 158-2 relating to the approval of voters for money appropriations by local governments, with a favorable report.

H. B. 353, a bill to authorize the board of county commissioners of Montgomery County to expend surplus funds for the purchase of lands and the construction of public and community buildings thereon, with a favorable report.

By Senator Yow, for the Committee on Counties, Cities and Towns:

H. B. 128, a bill to amend General Statutes 113-38 relating to the distribution of funds from the sale of forest lands in Montgomery County, with a favorable report.

H. B. 212, a bill to authorize the board of drainage commissioners of Hyde County Drainage District Number 7 to pay the balance of costs incurred by the petitioners in establishment of drainage district in Hyde County, with a favorable report.

H. B. 270, a bill to authorize counties to enter into continuing contracts, with a favorable report.

H. B. 271, a bill to authorize boards of county commissioners to fix the office hours and workdays in the various county offices, with a favorable report.

H. B. 300, a bill to amend Chapter 16 of the Private Laws of 1937 to provide that one dollar and fifty cents be taxed in the bill of costs in criminal cases for the Hertford County Peace Officers Relief Association, with a favorable report.

H. B. 348, a bill amending Chapter 349, Private Laws of 1891, as amended, so as to fix the dates for holding municipal elections in the town of Hope Mills in Cumberland County and to fix the terms of office of the elected officials thereof, with a favorable report.

H. B. 352, a bill to amend General Statutes 2-24 authorizing the board of county commissioners of Gates County to fix the office hours and work days of the clerk of the Superior Court, with a favorable report.

H. B. 357, a bill relating to the appointment of a single registrar of vital statistics for Henderson County, with a favorable report.

H. B. 365, a bill to amend Chapter 731, Session Laws of 1953, relating to the charter of the city of Henderson in Vance County, with a favorable report.

H. B. 378, a bill to amend Chapter 889 of the Session Laws of 1953 relating to the application of the civil service commission of the city of Raleigh to certain employees of the City, with a favorable report.

H. B. 379, a bill to amend Section 15 of the charter of the city of Raleigh relating to the effective date of ordinances, with a favorable report.

H. B. 380, a bill to amend Section 11 of the Charter of the city of Raleigh, relating to meetings of the City Council, with a favorable report.

H. B. 382, a bill to amend Chapter 526 of the Public Local Laws of 1935 relating to the dividing of Cherokee County in districts for the purpose of nomination and election of members of the board of county commissioners, with a favorable report.

H. B. 390, a bill to repeal Chapter 623 of the Session Laws of 1949 relating to the payment for special services in the water, light and tax offices in the town of Huntersville in Mecklenburg County, with a favorable report.

H. B. 395, a bill to create a peace officers' relief fund for the county of Pasquotank, with a favorable report.

H. B. 409, a bill to provide for staggered four-year terms for commissioners and for four-year terms for mayor in the town of Wake Forest in Wake County, with a favorable report, as amended.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 405, a bill providing for the extension of the corporate limits of the city of Raleigh, North Carolina.

Referred to Committee on Local Government.

H. B. 420, a bill to provide for jury trials in justice of peace courts in Mecklenburg County.

Referred to Committee on Courts and Judicial Districts.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hamilton: S. R. 200, a joint resolution of the General Assembly of North Carolina concerning certain legislation now pending in the Congress of the United States relating to the establishment of certain minimum Federal benefit standards.

Referred to Committee on Retirement, Employment Security.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 186, a bill extending the corporate limits of the city of High Point and amending the charter of said city with reference to the corporate limits of said city.

Upon motion of Senator Jolly, action on the bill is postponed until Friday, April 24, 1959.

H. B. 247, a bill to prevent false advertising as to going-out-of-business sales in Cumberland County, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Stikeleather, Thomas, Warren, Whitley, Williams, Winslow, Yow—41.

Senator Simpkins votes "present."

H. B. 285, a bill to repeal Chapter 1314 of the Session Laws of 1957 relating to the Law Enforcement Officers' Relief Fund in Bertie County, and to amend Chapter 897 of the Session Laws of 1953 so as to increase the fee to be taxed for the Law Enforcement Officers' Relief Fund from one dollar to one dollar and fifty cents, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Stikeleather, Thomas, Warren, Whitley, Williams, Winslow, Yow—41.

H. B. 341, a bill to amend Chapter 1333 of the 1957 Session Laws, relating to assessments for water and sewer mains so as to apply the same to the city of High Point, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Stikeleather, Thomas, Warren, Whitley, Williams, Winslow, Yow,—41.

H. B. 342, a bill to amend Chapter 988 of the 1953 Session Laws, relating to street and utility assessments so as to make the same apply to the city of High Point, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Stikeleather, Thomas, Warren, Whitley, Williams, Winslow, Yow—41.

H. B. 363, a bill to authorize the board of county commissioners of Hyde County to levy a special tax for the purchase of the remainder of the school site for Mattamuskeet High School in Hyde County, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Stikeleather, Thomas, Warren, Whitley, Williams, Winslow, Yow—41.

S. B. 130, a bill to authorize the board of commissioners of Columbus County to appoint a deputy recorder of the Columbus County Recorder's Court and to fix his salary.

Upon motion of Senator Williamson, action on the bill is postponed until Monday, April 6, 1959.

S. B. 131, a bill to authorize the board of county commissioners of Columbus County to increase the salaries and travel allowances of county employees.

Upon motion of Senator Williamson, action on the bill is postponed until Monday, April 6, 1959.

S. B. 176, a bill to change the corporate limits of the town of Wallace so as to exclude certain territory.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 178, a bill to empower policemen of the town of Beulaville in Duplin County to make arrests within one and one-half miles outside the town limits.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 179, a bill to create a bird sanctuary within the territorial limits of Magnolia in Duplin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 180, a bill to create a bird sanctuary within the territorial limits of Beulaville in Duplin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 187, a bill to authorize the board of commissioners of Edgecombe County to adjust general and special funds ledger balances as of July 1, 1958.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 188, a bill to authorize the board of commissioners of Edgecombe County to release certain taxes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 189, a bill providing for the election of the county accountant and tax supervisor of Mitchell County, fixing his salary and the salary of his assistant, and providing for filling vacancies in said office.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 196, a bill to amend Chapter 895 of the Session Laws of 1947, relating to the operation of carnivals in Franklin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 103, a bill to fix the compensation of certain officials of Alexander County. Passes its second and third readings and is ordered enrolled.

H. B. 136, a bill to amend Chapter 913 of the Session Laws of 1957 insofar as it relates to justices of the peace in Martin County.

Passes its second and third readings and is ordered enrolled.

H. B. 150, a bill to provide for the appointment of a vice-recorder for the recorder's court of Bladen County.

Passes its second and third readings and is ordered enrolled.

H. B. 242, a bill to amend General Statutes 7-186 relating to recorders' courts, as the same applies to such court in the town of Mount Holly, Gaston County.

Passes its second and third readings and is ordered enrolled.

H. B. 243, a bill to provide for the transfer of criminal cases from the Bessemer City Recorder's Court to the Superior Court of Gaston County when trial by jury is demanded.

Passes its second and third readings and is ordered enrolled.

H. B. 256, a bill amending Chapter 678, Session Laws of 1951, relating to the fees to be charged by the sheriff of Swain County for making arrests in criminal cases.

Passes its second and third readings and is ordered enrolled.

H. B. 258, a bill amending Chapter 193, Private Laws of 1923, relating to the appointment, duties and salary of town clerk and assistant town clerk for the town of Enfield.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 261, a bill to authorize the county commissioners of Person County to establish and operate parking meters on county-owned property at the Person County Courthouse in Roxboro.

Passes its second and third readings and is ordered enrolled.

H. B. 273, a bill amending General Statutes 7-113 as to the number of justices of the peace to be elected in Yancey County and providing for removal of such justices of the peace for cause.

Passes its second and third readings and is ordered enrolled.

H. B. 302, a bill to amend Chapter 644 of the Session Laws of 1953, relating to the collection of beer and wine license taxes in Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 308, a bill adding Beaufort to the list of counties to which Article 35A, Chapter 105 of the General Statutes, relating to the listing of automobiles for taxes is applicable.

Passes its second and third readings and is ordered enrolled.

H. B. 309, a bill to amend Chapter 1227 of the Session Laws of 1953 authorizing the county commissioners to fix the salaries of county officials and employees so as to make the same applicable to Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 315, a bill to provide for the exercise of powers by police officers one mile beyond the corporate limits of the town of Creswell in Washington County.

Passes its second and third readings and is ordered enrolled.

H. B. 316, a bill to postpone the quadrennial revaluation and reassessment of real property in Hertford County.

Passes its second and third readings and is ordered enrolled.

H. B. 320, a bill to confer limited civil jurisdiction upon the criminal terms of court of the Superior Court of Robeson County.

Passes its second and third readings and is ordered enrolled.

H. B. 339, a bill to appoint members of the county board of education of Swain County.

Passes its second and third readings and is ordered enrolled.

H. B. 355, a bill relating to the auditing of the books and records of justices of the peace and mayor's court of Bryson City in Swain County.

Passes its second and third readings and is ordered enrolled.

H. B. 356, a bill to amend Article 7A of Chapter 7 of the General Statutes relating to the issuance of warrants and receipts by justices of the peace in Burke County.

Passes its second and third readings and is ordered enrolled.

H. B. 360, a bill rewriting Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the State-wide Primary Laws.

Passes its second and third readings and is ordered enrolled.

H. B. 445, a bill to amend Chapter 394, Session Laws of 1955, relating to the selection of school committeemen for the Graham Public Schools in Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 91, a bill to amend Chapter 127 of the General Statutes relating to the National Guard and militia of the State.

Passes its second and third readings and is ordered enrolled.

H. B. 263, a bill amending Article 11, Chapter 115 of the General Statutes relating to loans from the State Literary Fund.

Passes its second and third readings and is ordered enrolled.

H. B. 187, a bill to amend General Statutes 112-1 relating to the incorporation and powers of association of the Confederate Woman's Home.

Upon the passage of the bill on its second reading Senator Moore calls for the ayes and noes.

The call is sustained.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Stikeleather, Thomas, Warren, Whitley, Williams, Winslow, Yow—41.

The bill passes its third reading and is ordered enrolled.

Upon motion of Senator Mercer, the Senate adjourns to meet tomorrow at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

FIFTY-SECOND DAY

SENATE CHAMBER,
Saturday, April 4, 1959.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland, the Principal Clerk S. Ray Byerly calls Senator Medford to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lanier for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Kirkman, the Senate adjourns to meet Monday evening at 8 o'clock.

FIFTY-THIRD DAY

SENATE CHAMBER,
Monday, April 6, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Garrison, the courtesies of the lobby are extended to Mrs. W. E. Garrison, Mr. and Mrs. W. E. Garrison, Jr., wife, son and daughter-in-law of Senator Garrison, and Bill Garrison, III, grandson of Senator and Mrs. Garrison, is made an honorary page of the Senate.

Upon motion of Senator Cooke, the courtesies of the floor are extended to former Senator R. Grady Rankin of Gaston County.

Upon motion of Senator Kesler, the courtesies of the lobby are extended to Mrs. Wilbur H. Currie, wife of Senator Currie of Moore County.

Upon motion of Senator Forsyth, the courtesies of the lobby are extended to Judge and Mrs. George Patton of Macon County.

Upon motion of Senator Shelton, William P. Ingram, III, of Wake County, is made an honorary page of the Senate.

Upon motion of Senator Currie of Durham, the courtesies of the lobby are extended to Miss Margaret Best and Miss Brock of Durham County.

Upon motion of Senator Currie of Durham, Conley Branch is made an honorary page of the Senate.

Upon motion of Senator Jordan, Brenda Sue Wall of Wake County is made an honorary page of the Senate.

Upon motion of Senator Yow, James H. Adams, Jr. and Elizabeth Marlene Adams of New Hanover County are made honorary pages of the Senate.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Winslow, Peel, Humber and Hancock: S. B. 201, a bill to create the Carolina Charter Tercentenary Commission.

Referred to Committee on Education.

By Senator Williamson: S. B. 202, a bill appointing members of the Columbus County Board of Education and fixing their terms of office.

Referred to Committee on Education.

By Senator Stikeleather: S. B. 203, a bill amending General Statutes 115-74 so as to provide that when district lines are changed as between and among districts that have voted the same rate of supplemental tax, the same shall not have the effect of abolishing such tax.

Referred to Committee on Finance.

By Senator Stikeleather: S. B. 204, a bill amending Article 8, Chapter 143 of the General Statutes, relating to public building contracts.

Referred to Committee on Education.

By Senator Stikeleather: S. B. 205, a bill amending various sections of Chapter 115 of the General Statutes, relating to the public schools of North Carolina.

Referred to Committee on Education.

By Senator Simpkins: S. R. 206, a Senate resolution inviting His Excellency, the Governor, and the members of the Tryon Palace Commission to visit the Senate at its meeting in Tryon's Palace on the 8th of April, 1959.

Upon motion of Senator Simpkins, the resolution is taken up for immediate consideration, and upon his motion the resolution is unanimously adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 110, a bill amending General Statutes 51-10, relating to the issuance of marriage licenses to persons suffering from tuberculosis.

Referred to Committee on Public Health.

H. B. 194, a bill to amend General Statutes 58-210 to allow group life insurance policies on at least ten employees.

Referred to Committee on Insurance.

H. B. 231, a bill to amend Chapter 113 of the General Statutes so as to permit fishing from highway bridges.

Referred to Committee on Public Roads.

H. B. 349, a bill to amend General Statutes 106-567, relating to the refund of assessments collected from farmers for the purpose of promoting the use and sale of agricultural products.

Referred to Committee on Agriculture.

H. B. 404, a bill to amend General Statutes 113-247, relating to Sunday fishing.

Referred to Committee on Wildlife.

H. B. 412, a bill to amend General Statutes 105-422, relating to the barring of tax liens in Burke County.

Referred to Committee on Finance.

H. B. 413, a bill to fix the fees of justices of the peace in Burke County.

Referred to Committee on Salaries and Fees.

H. B. 430, a bill to amend Chapter 946 of the Session Laws of 1955, as amended, relating to a supplementary pension fund for policemen in the city of Gastonia.

Referred to Committee on Local Government.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 247, a bill to prevent false advertising as to going-out-of-business sales in Cumberland County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

Senator Simpkins votes "present."

The bill is ordered enrolled.

H. B. 285, a bill to repeal Chapter 1314 of the Session Laws of 1957, relating to the Law Enforcement Officers' Relief Fund in Bertie County, and to amend Chapter 897 of the Session Laws of 1953 so as to increase the fee to be taxed for the Law Enforcement Officers' Relief Fund from one dollar to one dollar and fifty cents, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 341, a bill to amend Chapter 1333 of the 1957 Session Laws, relating to assessments for water and sewer mains so as to apply the same to the city of High Point, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Hum-

ber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 342, a bill to amend Chapter 988 of the 1953 Session Laws, relating to street and utility assessments so as to make the same apply to the city of High Point, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Hum-ber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Wil-liams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 363, a bill to authorize the board of county commissioners of Hyde County to levy a special tax for the purchase of the remainder of the school site for the Mattamuskeet High School in Hyde County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Hum-ber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Wil-liams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 300, a bill to amend Chapter 16 of the Private Laws of 1937 to provide that one dollar and fifty cents be taxed in the bill of costs in criminal cases for the Hertford County Peace Officers Relief Association, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Hum-ber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Wil-liams, Williamson, Winslow, Yow—47.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

FIFTY-FOURTH DAY

SENATE CHAMBER,
Tuesday, April 7, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Kirkman, the courtesies of the galleries are extended to the teachers and the students of the Curry School of Guilford County.

Upon motion of Senator Currie of Moore, the courtesies of the galleries are extended to the teachers and the students of the Cameron School of Moore County.

Upon motion of Senator Medford, the courtesies of the floor are extended to former Representative C. B. Hunter, and the courtesies of the lobby are extended to Mr. Vance and Mr. Rogers of Haywood County.

Upon motion of Senator Bell, the courtesies of the galleries are extended to the teachers and the students of the Teenage Democratic Club of Charlotte, North Carolina.

COMMITTEE APPOINTMENT

The President appoints as a Committee to invite the Governor, pursuant to S. R. 206, a Senate resolution inviting His Excellency, the Governor, and the members of the Tryon Palace Commission to visit the Senate at its meeting in Tryon's Palace on the 8th of April, 1959, Senators Humber and Simpkins.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 132, an act to fix the compensation, travel and subsistence allowance of the members of the board of county commissioners of Columbus County.

S. B. 172, an act to amend General Statutes 147-45, relating to distribution of copies of Session Laws.

S. B. 181, an act to repeal Chapter 120 of the Public Local Laws of 1929, as amended, relating to the time of holding meetings of the board of commissioners of New Hanover County.

S. B. 182, an act to fix the punishment for public drunkenness in New Hanover County.

H. B. 91, an act to amend Chapter 127 of the General Statutes, relating to the National Guard and Militia of the State.

H. B. 103, an act to fix the compensation of certain officials of Alexander County.

H. B. 136, an act to amend Chapter 913 of the Session Laws of 1957 insofar as it relates to justices of the peace in Martin County.

H. B. 150, an act to provide for the appointment of a vice-recorder for the recorder's court of Bladen County.

H. B. 187, an act to amend General Statutes 112-1, relating to the incorporation and powers of association of the Confederate Woman's Home.

H. B. 242, an act to amend General Statutes 7-186, relating to recorders' courts, as the same applies to such court in the town of Mount Holly, Gaston County.

H. B. 243, an act to provide for the transfer of criminal cases from the Bessemer City Recorder's Court to the Superior Court of Gaston County when trial by jury is demanded.

H. B. 256, an act amending Chapter 678, Session Laws of 1951, relating to the fees to be charged by the sheriff of Swain County for making arrests in criminal cases.

H. B. 261, an act to authorize the county commissioners of Person County to establish and operate parking meters on county-owned property at the Person County Courthouse in Roxboro.

H. B. 263, an act amending Article 11, Chapter 115 of the general Statutes, relating to loans from the State Literary Fund.

H. B. 273, an act amending General Statutes 7-113 as to the number of justices of the peace to be elected in Yancey County and providing for removal of such justices of the peace for cause.

H. B. 302, an act to amend Chapter 644 of the Session Laws of 1953, relating to the collection of beer and wine license taxes in Wake County.

H. B. 308, an act adding Beaufort to the list of counties to which Article 35A, Chapter 105 of the General Statutes, relating to the listing of automobiles for taxes, is applicable.

H. B. 309, an act to amend Chapter 1227 of the Session Laws of 1953, authorizing the county commissioners to fix the salaries of county officials and employees so as to make the same applicable to Currituck County.

H. B. 315, an act to provide for the exercise of powers by police officers one mile beyond the corporate limits of the town of Creswell in Washington County.

H. B. 316, an act to postpone the quadrennial revaluation and reassessment of real property in Hertford County.

H. B. 320, an act to confer limited civil jurisdiction upon the criminal terms of court of the Superior Court of Robeson County.

H. B. 339, an act to appoint members of the county board of education of Swain County.

H. B. 355, an act relating to the auditing of the books and records of justices of the peace, and mayor's court of Bryson City, in Swain County.

H. B. 356, an act to amend Article 7A of Chapter 7 of the General Statutes, relating to the issuance of warrants and receipts by justices of the peace in Burke County.

H. B. 360, an act rewriting Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the State-wide primary laws.

H. B. 445, an act to amend Chapter 394, Session Laws of 1955, relating to the selection of school committeemen for the Graham Public Schools in Alamance County.

H. B. 247, an act to prevent false advertising as to going-out-of-business sales in Cumberland County.

H. B. 285, an act to repeal Chapter 1314 of the Session Laws of 1957, relating to the law enforcement officers' relief fund in Bertie County, and to amend Chapter 897 of the Session Laws of 1953 so as to increase the fee to be taxed for the law enforcement officers' relief fund from one dollar to one dollar and fifty cents.

H. B. 341, an act to amend Chapter 1333 of the 1957 Session Laws, relating to assessments for water and sewer mains so as to apply the same to the city of High Point.

H. B. 342, an act to amend Chapter 988 of the 1953 Session Laws, relating to street and utility assessments, so as to make the same apply to the city of High Point.

H. B. 363, an act to authorize the board of county commissioners of Hyde County to levy a special tax for the purchase of the remainder of the school site for Mattamuskeet High School in Hyde County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 61, a bill to amend Chapter 47 of the General Statutes, relating to plats and subdivisions and land surveys and recording of same, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator Medford, action on the bill is postponed until Wednesday, April 15, 1959.

S. B. 62, a bill to repeal Article 6 of Chapter 81 of the General Statutes, relating to the testing of surveyors' instruments and preservation of Meridian monuments, with a favorable report.

Upon motion of Senator Medford, action on the bill is postponed until Wednesday, April 15, 1959.

S. B. 63, a bill to amend General Statutes 39-32.1, relating to control corners in real estate developments, with a favorable report, as amended.

Upon motion of Senator Medford, action on the bill is postponed until Wednesday, April 15, 1959.

S. B. 64, a bill to amend Chapter 89 of the General Statutes, relating to the registration and practice of land surveyors, with a favorable report, as amended.

Upon motion of Senator Medford, action on the bill is postponed until Wednesday, April 15, 1959.

S. B. 66, a bill to amend Chapter 102 of the General Statutes, relating to land surveys and affecting the official survey base of this State, with a favorable report, as amended.

Upon motion of Senator Medford, the bill is re-referred to the Committee on Conservation and Development.

S. B. 137, a bill to rewrite General Statutes 8-72, relating to the notice required for taking depositions, with an unfavorable report as to bill, favorable report as to committee substitute bill.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 119, a bill to amend General Statutes 20-183 to permit law enforcement officers to make arrests without a warrant for certain crimes committed other than in their presence, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 192, a bill to amend General Statutes 45-21.38, relating to the abolition of deficiency judgments where mortgage represents part of the purchase price, with a favorable report.

H. B. 287, a bill to amend General Statutes 15-80, relating to waiver of extradition to provide that waiver of extradition by any person may be before a clerk of Superior Court or judge of any court of record in this State, with a favorable report.

H. B. 327, a bill to amend Chapter 153 of General Statutes of North Carolina, relating to legal settlement, with a favorable report.

By Senator Bason, for the Committee on Banking:

S. B. 157, a bill to amend General Statutes 53-45 so as to authorize banks to invest in certain obligations of Federal Home Loan Banks, with a favorable report.

S. B. 159, a bill to permit industrial banks to make the same charges in connection with a single payment loan that are allowed in connection with loans repayable in two or more installments, with a favorable report, as amended.

H. B. 99, a bill to prevent the disenfranchisement of certain stock held by trust institutions in a fiduciary capacity, with a favorable report, as amended.

H. B. 154, a bill to rewrite General Statutes 53-66, relating to savings accounts, with a favorable report.

H. B. 351, a bill to amend Chapter 53 of the General Statutes so as to provide for the appointment of a deputy commissioner of banks, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew: S. B. 207, a bill to amend Chapter 53A-2 of the General Statutes, relating to business development corporations so as to authorize such corporations to obtain loans from any financial institution and from certain Federal agencies.

Referred to Committee on Judiciary No. 1.

By Senator Hamilton: S. B. 208, a bill to amend General Statutes 135-5, relating to benefits under the Teachers' and State Employees' Retirement System.

Referred to Committee on Retirement, Employment Security.

By Senator Williamson: S. B. 209, a bill permitting Columbus County to authorize bonds for school purposes in the maximum aggregate principal amount of one million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

Referred to Committee on Finance.

By Senator Henkel: S. B. 210, a bill to authorize the board of commissioners of the town of Mooresville to appoint an assistant clerk of the recorder's court.

Referred to Committee on Courts and Judicial Districts.

By Senator Henkel: S. R. 211, a joint resolution honoring the memory of the Right Reverend Edwin A. Penick, Bishop of the Episcopal Diocese of North Carolina.

Upon motion of Senator Henkel, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 190, a bill rewriting Section 22 of Chapter 39, Private Laws of 1907, and Section 1 of Chapter 271, Public Local Laws of 1937, relating to the compensation of the mayor and members of the board of aldermen of the city of Newton.

Referred to Committee on Salaries and Fees.

H. B. 193, a bill to amend General Statutes 58-79, relating to investment by domestic stock and mutual life insurance companies in North Carolina.

Referred to Committee on Insurance.

H. B. 276, a bill to amend General Statutes 153-9, so as to authorize the levy of a special tax in Beaufort County with respect to the veterans service officer, the county accountant, the farm demonstration agent, and the home demonstration agent and validating acts thereunder.

Referred to Committee on Finance.

H. B. 279, a bill to authorize and direct the reassessment and revaluation of all taxable property in the town of Blowing Rock, and to authorize the governing board of the said town to employ experts and levy a tax to cover the cost of such revaluation.

Referred to Committee on Finance.

H. B. 376, a bill to amend Chapter 1436 of the Session Laws of 1957, relating to migratory waterfowl in Currituck Sound and its tributaries.

Referred to Committee on Wildlife.

H. B. 393, a bill whereby the growers of Irish potatoes may regulate the grade and size of Irish potatoes entering interstate commerce.

Referred to Committee on Agriculture.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 300, a bill to amend Chapter 16 of the Private Laws of 1937 to provide that one dollar and fifty cents be taxed in the bill of costs in criminal cases for the Hertford County Peace Officers' Relief Association, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

The bill is ordered enrolled.

S. B. 130, a bill to authorize the board of commissioners of Columbus County to appoint a deputy recorder of the Columbus County Recorder's Court and to fix his salary.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 131, a bill to authorize the board of county commissioners of Columbus County to increase the salaries and travel allowances of county employees.

Senator Williamson offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 195, a bill to provide for the investment of funds by Pitt County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 197, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Martin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 128, a bill to amend General Statutes 113-38, relating to the distribution of funds from the sale of forest lands in Montgomery County.

Passes its second and third readings and is ordered enrolled.

H. B. 212, a bill to authorize the board of drainage commissioners of Hyde County Drainage District No. 7 to pay the balance of costs incurred by petitioners in establishment of drainage district in Hyde County.

Passes its second and third readings and is ordered enrolled.

H. B. 348, a bill amending Chapter 349, Private Laws of 1891, as amended, so as to fix the dates for holding municipal elections in the town of Hope Mills in Cumberland County and to fix the terms of office of the elected officials thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 352, a bill to amend General Statutes 2-24 authorizing the board of county commissioners of Gates County to fix the office hours and work days of the clerk of the Superior Court.

Passes its second and third readings and is ordered enrolled.

H. B. 353, a bill to authorize the board of county commissioners of Montgomery County to expend surplus funds for the purchase of lands and the construction of public and community buildings thereon.

Passes its second and third readings and is ordered enrolled.

H. B. 357, a bill relating to the appointment of a single registrar of vital statistics for Henderson County.

Passes its second and third readings and is ordered enrolled.

H. B. 365, a bill to amend Chapter 731, Session Laws of 1953, relating to the charter of the city of Henderson in Vance County.

Passes its second and third readings and is ordered enrolled.

H. B. 378, a bill to amend Chapter 889 of the Session Laws of 1953, relating to the application of the civil service commission of the city of Raleigh to certain employees of the city.

Passes its second and third readings and is ordered enrolled.

H. B. 379, a bill to amend Section 15 of the charter of the city of Raleigh, relating to the effective date of ordinances.

Passes its second and third readings and is ordered enrolled.

H. B. 380, a bill to amend Section 11 of the charter of the city of Raleigh, relating to the meetings of the city council.

Passes its second and third readings and is ordered enrolled.

H. B. 382, a bill to amend Chapter 526 of the Public Local Laws of 1935, relating to the dividing of Cherokee County in districts for the purpose of nomination and election of members of the board of county commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 390, a bill to repeal Chapter 623 of the Session Laws of 1949, relating to the payment for special services in the water, light and tax offices in the town of Huntersville in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 395, a bill to create a peace officers' relief fund for the county of Pasquotank.

Passes its second and third readings and is ordered enrolled.

H. B. 400, a bill authorizing the board of county commissioners of Alamance County to extend the time for quadrennial revaluation and reassessment of real property for taxation.

Passes its second and third readings and is ordered enrolled.

H. B. 401, a bill amending General Statutes 105-327, relating to the meeting of the county board of equalization and review of Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 409, a bill to provide for staggered four-year terms for commissioners and for four-year terms for mayor in the town of Wake Forest in Wake County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 153, a bill to provide for the defense of State highway patrolmen by the State when such officers are sued or prosecuted in connection with the performance of their official duties.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 185, a bill to establish the North Carolina Confederate Centennial Commission.

Senator Jordan offers an amendment, which fails of adoption.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 223, a bill to amend General Statutes 20-149(b) so as to provide that the failure of an overtaking driver to sound his horn shall not constitute negligence or contributory negligence per se in any civil action.

Passes its second and third readings and is ordered enrolled.

H. B. 249, a bill to appropriate from the Contingency and Emergency Fund the sum of two thousand dollars to Elizabeth City State Teachers College to aid in defraying the expenses of the inauguration of the new president of the college.

Passes its second and third readings and is ordered enrolled.

H. B. 270, a bill to authorize counties to enter into continuing contracts.

Passes its second and third readings and is ordered enrolled.

H. B. 271, a bill to authorize boards of county commissioners to fix the office hours and workdays in the various county offices.

Passes its second and third readings and is ordered enrolled.

H. B. 301, a bill to amend General Statutes 158-2, relating to the approval of voters for money appropriations by local governments.

Upon motion of Senator Copeland, the bill is re-referred to the Committee on Finance.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns in honor of the memory of the Right Reverend Edwin A. Penick, Bishop of the Episcopal Diocese of North Carolina, and upon his motion pursuant to S. R. 3, a joint resolution to accept the invitation of the Tryon Palace Commission to attend the dedication and the official opening of Tryon Palace and to move the sittings of the General Assembly of One Thousand Nine Hundred Fifty-Nine to New Bern, N. C., Craven County, the Senate adjourns to meet tomorrow morning in Tryon's Palace at 11 o'clock.

FIFTY-FIFTH DAY

TRYON PALACE, NEW BERN, N. C.
Wednesday, April 8, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. Charles E. Parker, pastor of the First Baptist Church, New Bern, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President recognizes His Excellency, Luther H. Hodges, Governor of North Carolina, who makes a few remarks to the Senate.

The President recognizes Mrs. John A. Kellenberger, Chairman of the Palace Commission, who welcomes the Senators and says it is fitting that the grand opening was being held on the anniversary of the death of her mother, Mrs. Maude Moore Latham of Greensboro, on April 8, 1951.

The President extends the courtesies of the Chamber to Mr. John A. Kellenberger of New Bern, N. C., and Mrs. Charles Cannon of Concord, N. C.

Upon motion of Senator Simpkins, Kate Quick and Carol Vereen of New Bern, North Carolina, are made honorary pages of the Senate.

Upon motion of Senator Simpkins, Johnny Ward and Joan Orringer are made honorary pages of the Senate.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan of Cleveland: S. R. 212, a joint resolution expressing appreciation to the Tryon Palace Commission for its work in the restoration of Tryon's Palace and to adjourn in memory of the late Mrs. Maude Moore Latham and her husband, the late Mr. James Edwin Latham, who made the restoration possible through financial contributions.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Simpkins, by request: S. B. 213, a bill to authorize a special commission to celebrate the 250th anniversary of the town of New Bern, and to make an appropriation therefor.

Referred to Committee on Appropriations.

By Senator Lanier: S. B. 214, a bill to amend General Statutes 163-117, 163-119 and 163-140, relating to primary elections so as to change the time of the primary election from the last Saturday in May preceding each General Election to Tuesday after the third Monday in April, and the time for candidates to file for same, and the time of the second primary election.

Referred to Committee on Election Laws and Senatorial Districts.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns in memory of the late Mrs. Maude Moore Latham and her husband, the late Mr. James Edwin Latham, to meet in the city of Raleigh tomorrow at 12 M.

FIFTY-SIXTH DAY

SENATE CHAMBER,
Thursday, April 9, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. Vernon Tyson, Director of Religious Education at the Edenton Street Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Davis, the courtesies of the galleries are extended to the teachers and the students of the Whitaker School of Forsyth County.

Upon motion of Senator Jolly, the courtesies of the galleries are extended to the teachers and the students of the Justice School of Franklin County.

Upon motion of Senator Thomas, the courtesies of the lobby are extended to Jim Griffin of Union County.

Upon motion of Senator Currie of Moore, the courtesies of the lobby are extended to Miss Judy Garriss, daughter of Senator Garriss of Montgomery County.

The President appoints as honorary page of the Senate George Stephen Crawford of Cherokee County.

Upon motion of Senator Andrews, the courtesies of the galleries are extended to the teachers and the students of the Saint Clair School of Chatham County.

Upon motion of Senator Bason, the courtesies of the galleries are extended to the teachers and the students of the Lawson Avenue School of Rockingham County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Mrs. Gordon Waters of Nash County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 128, an act to amend General Statutes 113-38, relating to the distribution of funds from the sale of forest lands in Montgomery County.

H. B. 212, an act to authorize the board of drainage commissioners of Hyde County Drainage District No. 7 to pay the balance of costs incurred by petitioners in establishment of drainage district in Hyde County.

H. B. 223, an act to amend General Statutes 20-149(b) so as to provide that the failure of an overtaking driver to sound his horn shall not constitute negligence or contributory negligence per se in any civil action.

H. B. 249, an act to appropriate from the Contingency and Emergency Fund the sum of two thousand dollars to Elizabeth City State Teachers College to aid in defraying the expenses of the inauguration of the new president of the college.

H. B. 258, an act amending Chapter 193, Private Laws of 1923, relating to the appointment, duties and salary of town clerk and assistant town clerk for the town of Enfield.

H. B. 270, an act to authorize counties to enter into continuing contracts.

H. B. 271, an act to authorize boards of county commissioners to fix the office hours and workdays in the various county offices.

H. B. 300, an act to amend Chapter 16 of the Private Laws of 1937 to provide that one dollar and fifty cents be taxed in the bill of costs in criminal cases for the Hertford County Peace Officers' Relief Association.

H. B. 348, an act amending Chapter 349, Private Laws of 1891, as amended, so as to fix the dates for holding municipal elections in the town of Hope Mills in Cumberland County and to fix the terms of office of the elected officials thereof.

H. B. 352, an act to amend General Statutes 2-24 authorizing the board of county commissioners of Gates County to fix the office hours and work days of the clerk of the Superior Court.

H. B. 353, an act to authorize the board of county commissioners of Montgomery County to expend surplus funds for the purchase of lands and the construction of public and community buildings thereon.

H. B. 357, an act relating to the appointment of a single registrar of vital statistics for Henderson County.

H. B. 365, an act to amend Chapter 731, Session Laws of 1953, relating to the charter of the city of Henderson in Vance County.

H. B. 378, an act to amend Chapter 889 of the Session Laws of 1953, relating to the application of the civil service commission of the city of Raleigh to certain employees of the city.

H. B. 379, an act to amend Section 15 of the charter of the city of Raleigh, relating to the effective date of ordinances.

H. B. 380, an act to amend Section 11 of the charter of the city of Raleigh, relating to meetings of the city council.

H. B. 382, an act to amend Chapter 526 of the Public Local Laws of 1935, relating to the dividing of Cherokee County in districts for the purpose of nomination and election of members of the board of county commissioners.

H. B. 390, an act to repeal Chapter 623 of the Session Laws of 1949, relating to the payment for special services in the water, light and tax offices in the town of Huntersville in Mecklenburg County.

H. B. 395, an act to create a peace officers' relief fund for the county of Pasquotank.

H. B. 400, an act authorizing the board of county commissioners of Alamance County to extend the time for quadrennial revaluation and reassessment of real property for taxation.

H. B. 401, an act amending General Statutes 105-327, relating to the meeting of the county board of equalization and review of Alamance County.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 131, a bill to authorize the board of county commissioners of Columbus County to increase the salaries and travel allowances of county employees.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Stikeleather, for the Committee on Education:

S. B. 198, a bill amending General Statutes 115-126 so as to empower county and city boards of education to dedicate portions of lands owned by such boards as rights-of-way for public streets, roads or sidewalks, with a favorable report.

S. B. 201, a bill to create the Carolina Charter Tercentenary Commission, with a favorable report.

S. B. 202, a bill appointing members of the Columbus County Board of Education and fixing their terms of office, with a favorable report.

By Senator Currie of Durham, for the Committee on Finance:

H. B. 279, a bill to authorize and direct the reassessment and revaluation of all taxable property in the town of Blowing Rock, and to authorize the governing board of the said town to employ experts and levy a tax to cover the cost of such revaluation, with a favorable report.

Upon motion of Senator Currie of Durham, the bill is re-referred to the Committee on Local Government.

By Senator Cooke, for the Committee on State Government:

S. B. 134, a bill to amend Article 9 of Chapter 120 of the General Statutes so as to prohibit chairmen and heads of State departments, agencies or commissions from doing any act which would require registration as a lobbyist pursuant to General Statutes 120-40, with an unfavorable report.

H. B. 23, a bill authorizing the appointment of acting heads of certain State agencies in certain cases, with a favorable report.

H. B. 24, a bill providing for the appointment of acting officers in certain cases, with a favorable report.

H. B. 210, a bill to amend General Statutes 157-76, relating to the compensation of the board of viewers appointed to examine lands in the establishment of drainage districts, with a favorable report.

By Senator Winslow, for the Committee on Wildlife:

H. B. 46, a bill to amend General Statutes 113-95 so as to provide for a special hunting license as to controlled shooting preserves, with a favorable report.

H. B. 202, a bill to prevent the taking of deer on the Chowan River with the aid of boats, with a favorable report.

H. B. 404, a bill to amend General Statutes 113-247, relating to Sunday fishing, with a favorable report.

Upon motion of Senator Simpkins, the bill is placed upon today's Calendar.

H. B. 324, a bill to amend General Statutes 113-247, relating to fishing in a certain portion of the Roanoke River, with a favorable report.

By Senator Frink, for the Committee on Insurance:

S. B. 163, a bill to amend General Statutes 54-21.2, relating to investments by building and loan associations, with a favorable report.

S. B. 166, a bill to amend General Statutes 54-20, relating to loans by building and loan associations, with a favorable report.

H. B. 193, a bill to amend General Statutes 58-79, relating to investment by domestic stock and mutual life insurance companies in North Carolina, with a favorable report.

H. B. 194, a bill to amend General Statutes 58-210 to allow group life insurance policies on at least ten employees, with a favorable report.

H. B. 252, a bill to amend paragraph (2) of General Statutes 97-2 so as to provide for the extension of workmen's compensation coverage to all officers and employees of municipal corporations and political subdivisions of the State, with a favorable report.

H. B. 269, a bill amending General Statutes 153-9 and creating the office of county fire marshal, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Frink: S. B. 215, a bill to amend Chapter 1067 of the Session Laws of 1955 so as to fix the corporate limits of the town of Long Beach in Brunswick County, and of other purposes.

Referred to Committee on Counties, Cities and Towns.

By Senators Davis, Duncan and Reavis: S. B. 216, a bill to authorize political subdivisions of the State, acting jointly, to appropriate funds and issue bonds for developing water supply for domestic, municipal, industrial and other purposes.

Upon motion of Senator Davis, the bill is placed upon the Calendar.

By Senators Monroe and Lanier: S. B. 217, a bill to amend Sections 90-131 and 90-132 of Chapter 90 of the General Statutes of North Carolina, relating to the licensing, regulation and practice of licensed doctors of osteopathy.

Referred to Committee on Public Health.

By Senators Peel, Currie of Durham, Currie of Moore, and Alford: S. B. 218, a bill to amend Chapter 52A of the General Statutes of North Carolina, relating to the uniform reciprocal enforcement of support.

Referred to Committee on Judiciary No. 2.

By Senators Peel, Currie of Durham, Currie of Moore and Alford: S. B. 219, a bill to provide for appointment of personal representatives for recipients of old age assistance, aid to dependent children, or aid to the permanently and totally disabled.

Referred to Committee on Judiciary No. 2.

By Senator Hamilton: S. B. 220, a bill to create an Advisory Committee for the Blind.

Referred to Committee on Retirement, Employment Security.

By Senator Hamilton: S. B. 221, a bill to prohibit discrimination in the employment of personnel by the State because of partial or total blindness.

Referred to Committee on Retirement, Employment Security.

By Senator Moore: S. B. 222, a bill to regulate the construction of public and private swimming pools in the town of Lumberton in Robeson County.

Referred to Committee on Local Government.

By Senator Andrews: S. B. 223, a bill to amend General Statutes 130-57, relating to the performance of notarial acts by registers of deeds.

Referred to Committee on Judiciary No. 1.

By Senator Medford: S. B. 224, a bill to amend the next to the last paragraph of General Statutes 95-17, relating to the number of days that a male person may be employed in any period of fourteen consecutive days, for the purpose of clarifying said Section and to bring said Section into conformity and compliance with the Fair Labor Standards Act of 1938, as amended.

Referred to Committee on Retirement, Employment Security.

By Senator Medford: S. B. 225, a bill to amend General Statutes 7-51 so as to make consistent the retirement provisions with respect to Justices of the Supreme Court, Superior Court Judges and the Attorney General.

Referred to Committee on Retirement, Employment Security.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 484, a bill amending Chapter 222, Public Local Laws of 1939, so as to provide for second primaries in the town of Spencer.

Upon motion of Senator Kesler, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 495, a joint resolution honoring the life and memory of William Bingham Somers, who rendered his county of Wilkes, State of North Carolina, and the Nation, service with honor, devotion and distinction.

Upon motion of Senator Reavis, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 497, a joint resolution providing for the election of John Motley Morehead as an honorary life-time member of the Board of Trustees of the University of North Carolina.

Upon motion of Senator Reavis, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 499, a joint resolution expressing appreciation to the Tryon Palace Commission for its work in the restoration of Tryon's Palace and to adjourn in memory of the late Mrs. Maude Moore Latham and her husband, the late Mr. James Edwin Latham, who made the restoration possible through financial contributions.

Upon motion of Senator Simpkins, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 119, a bill to amend General Statutes 20-183 to permit law enforcement officers to make arrests without a warrant for certain crimes committed other than in their presence.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Crew, action on the bill is postponed until Tuesday, April 14, 1959.

S. B. 137, a bill to rewrite General Statutes 8-72, relating to the notice required for taking depositions.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 157, a bill to amend General Statutes 53-45 so as to authorize banks to invest in certain obligations of Federal Home Loan Banks.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 159, a bill to permit industrial banks to make the same charges in connection with a single payment loan that are allowed in connection with loans repayable in two or more installments.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 192, a bill to amend General Statutes 45-21.38, relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

Upon motion of Senator Crew, action on the bill is postponed until Tuesday, April 14, 1959.

H. B. 99, a bill to prevent the disenfranchisement of certain stock held by trust institutions in a fiduciary capacity.

The amendment offered by the Committee is adopted.

Upon motion of Senator Bason, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 154, a bill to rewrite General Statutes 53-66, relating to savings accounts.

Passes its second and third readings and is ordered enrolled.

H. B. 287, a bill to amend General Statutes 15-80, relating to waiver of extradition to provide that waiver of extradition by any person may be before a clerk of Superior Court or judge of any court of record in this State.

Passes its second and third readings and is ordered enrolled.

H. B. 327, a bill to amend Chapter 153 of General Statutes of North Carolina, relating to legal settlement.

Passes its second and third readings and is ordered enrolled.

H. B. 351, a bill to amend Chapter 53 of the General Statutes so as to provide for the appointment of a deputy commissioner of banks.

Passes its second and third readings and is ordered enrolled.

H. B. 404, a bill to amend General Statutes 113-247, relating to Sunday fishing.

Senator Simpkins offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment, by special messenger.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 10 o'clock.

FIFTY-SEVENTH DAY

SENATE CHAMBER,
Friday, April, 10 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rose, the courtesies of the galleries are extended to the teachers and the students of the Aurora School of Wayne County.

Upon motion of Senator Rutledge, the courtesies of the galleries are extended to the teachers and the students of the Winecoff School of Rowan County.

Upon motion of Senator Warren, the courtesies of the lobby are extended to Mrs. Charles Cohoon, wife of Representative Cohoon of Tyrrell County and Patricia and Anedria Cohoon, daughters of Mr. and Mrs. Cohoon are made honorary pages of the Senate.

Upon motion of Senator Rutledge, the courtesies of the galleries are extended to the teachers and the students of the J. W. Cannon High School of Cabarrus County.

Upon motion of Senators Blackburn and Copeland, the courtesies of the galleries are extended to the teachers and the students of the Littleton High School of Halifax County.

Upon motion of Senator Davis, the courtesies of the galleries are extended to the teachers and the students of the Wiley Junior High School of Forsyth County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 495, a joint resolution honoring the life and memory of William Bingham Somers, who rendered his county of Wilkes, State of North Carolina, and the Nation, service with honor, devotion and distinction.

H. R. 497, a joint resolution providing for the election of John Motley Morehead as an honorary lifetime member of the board of trustees of the University of North Carolina.

H. R. 499, a joint resolution expressing appreciation to the Tryon Palace Commission for its work in the restoration of Tryon's Palace and to adjourn in memory of the late Mrs. Maude Moore Latham and her husband, the late Mr. James Edwin Latham, who made the restoration possible through financial contributions.

S. R. 211, a joint resolution honoring the memory of the Right Reverend Edwin A. Penick, Bishop of the Episcopal Diocese of North Carolina.

S. B. 170, an act to amend Chapter 1160 of the Session Laws of 1953 relating to the filing of papers in the office of the clerk of the Superior Court so as to make the same applicable to Duplin County.

S. B. 171, an act to amend General Statutes 14-335 so as to change the punishment for public drunkenness in Duplin County.

S. B. 178, an act to empower policemen of the town of Beulaville in Duplin County to make arrests within one and one-half miles outside the town limits.

S. B. 188, an act to authorize the board of commissioners of Edgecombe County to release certain taxes.

H. B. 154, an act to rewrite General Statutes 53-66 relating to savings accounts.

H. B. 287, an act to amend General Statutes 15-80 relating to waiver of extradition to provide that waiver of extradition by any person may be before a clerk of Superior Court or judge of any court of record in this State.

H. B. 327, an act to amend Chapter 153 of the General Statutes of North Carolina relating to legal settlement.

H. B. 351, an act to amend Chapter 53 of the General Statutes so as to provide for the appointment of a deputy commissioner of banks.

H. B. 404, an act to amend General Statutes 113-247 relating to Sunday fishing.

H. B. 409, an act to provide for staggered four-year terms for commissioners and for four-year terms for mayor in the town of Wake Forest in Wake County.

H. B. 484, an act amending Chapter 222, Public Local Laws of 1939, so as to provide for second primaries in the town of Spencer.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives.

S. B. 159, a bill to permit industrial banks to make the same charges in connection with a single payment loan that are allowed in connection with loans repayable in two or more installments.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Hamilton, for the Committee on Retirement, Employment Security:

S. R. 200, a joint resolution of the General Assembly of North Carolina concerning certain legislation now pending in the Congress of the United States relating to the establishment of certain minimum Federal benefit standards, with a favorable report.

Upon motion of Senator Hamilton, the resolution is placed upon today's Calendar.

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 191, a bill to amend the charter of the town of Garner so as to regulate the compensation to be received by the mayor and the board of aldermen of the town of Garner, with a favorable report.

H. B. 190, a bill rewriting Section 22 of Chapter 39, Private Laws of 1907 and Section 1 of Chapter 271, Public Local Laws of 1937, relating to the compensation of the mayor and members of the board of aldermen of the city of Newton, with a favorable report.

H. B. 325, a bill to authorize the board of county commissioners of Scotland County to fix all official fees to be charged in cases tried in the county criminal court of Scotland County, with a favorable report.

H. B. 326, a bill to authorize the board of county commissioners of Scotland County to fix the fees which may be charged by various county officers, with a favorable report.

H. B. 413, a bill to fix the fees of justices of the peace in Burke County, with a favorable report.

By Senator Moore, for the Committee on Public Roads:

H. B. 231, a bill to amend Chapter 113 of the General Statutes so as to permit fishing from highway bridges, with a favorable report.

Upon motion of Senator Moore, the bill is re-referred to the Committee on Wildlife.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hancock: S. B. 226, a bill to amend General Statutes 136-61, relating to plans for secondary roads and the duties of the State Highway Commission and board of county commissioners.

Referred to Committee on State Government.

By Senator Currie of Moore: S. B. 227, a bill to fix the fees of the sheriff and other officers of Moore County, to provide for the appointment of deputies and their compensation, and the disposition of fees.

Referred to Committee on Salaries and Fees.

By Senator Forsyth: S. B. 228, a bill to give all employees of the State Highway and Public Works Commission a holiday for the purpose of voting in any general election in which State and/or county officers are to be voted upon for election.

Referred to Committee on Election Laws and Senatorial Districts.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 213, a bill prohibiting the sale of beer or wine within one mile of Mountain View Baptist Church or Mountain View Public School at Hays, North Carolina, in Wilkes County.

Referred to Committee on Propositions and Grievances.

H. B. 303, a bill to amend Chapter 674 of the Session Laws of 1955 relating to the sale of explosive caps designed to be fired in toy cap pistols.

Referred to Committee on Judiciary No. 2.

H. B. 328, a bill to amend General Statutes 113-111 so as to provide that there will be no closed season on foxes in Moore County.

Referred to Committee on Wildlife.

H. B. 359, a bill to authorize the board of county commissioners of Watauga County to fix the salaries of the sheriff and deputy sheriffs and to amend General Statutes 162-7 relating to fees to be charged by the sheriff in Watauga County.

Referred to Committee on Salaries and Fees.

H. B. 385, a bill to amend the charter of the city of Rocky Mount relative to the issuance of warrants in the city recorder's court.

Referred to Committee on Counties, Cities and Towns.

H. B. 386, a bill to amend the charter of the city of Rocky Mount relative to the date for holding municipal elections.

Referred to Committee on Counties, Cities and Towns.

H. B. 392, a bill to authorize the expenditure of surplus operating funds of Caldwell County for the purpose of constructing, equipping and purchasing necessary county buildings.

Referred to Committee on Appropriations.

H. B. 426, a bill to authorize the board of commissioners of Davidson County to fix the fees to be charged by the register of deeds of Davidson County.

Referred to Committee on Salaries and Fees.

H. B. 428, a bill relating to meetings of the Dare County Board of Education.

Referred to Committee on Education.

H. B. 431, a bill amending the charter of the town of Grifton so as to fix the beginning dates of the terms of office of the mayor and commissioners.

Referred to Committee on Counties, Cities and Towns.

H. B. 434, a bill to amend Chapter 666 of the Session Laws of 1951, relating to the compensation of the mayor of the city of Winston-Salem.

Referred to Committee on Salaries and Fees.

H. B. 457, a bill amending Chapter 11, Session Laws of 1953, relating to the powers and duties of county boards of alcoholic control so as to include Cumberland County within the provisions of said Act.

Referred to Committee on Local Government.

H. B. 459, a bill to validate the administration of oaths of office to certain members of the governing body of the town of Huntersville in Mecklenburg County.

Referred to Committee on Local Government.

H. B. 461, a bill to amend the charter of the town of Kernersville with respect to the compensation of the members of the governing body thereof.

Referred to Committee on Salaries and Fees.

H. B. 462, a bill to provide for four-year staggered terms for councilmen, subject to approval by the voters, of the city of Reidsville in Rockingham County.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 469, a bill amending Chapter 306, Session Laws of 1951, relating to the barring of tax liens applicable to Warren County.

Referred to Committee on Finance.

H. B. 503, a bill providing for a referendum election in the Wilson City Administrative School Unit upon the question whether the Wilson City Board of Education shall be elected by the qualified voters of said administrative unit or whether they shall be appointed by the governing body of the city of Wilson, as at present.

Upon motion of Senator Alford, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 202, a bill appointing members of the Columbus County Board of Education and fixing their terms of office.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 216, a bill to authorize political subdivisions of the State, acting jointly, to appropriate funds and issue bonds for developing water supply for domestic, municipal, industrial and other purposes, upon second reading.

Senator Davis offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Yow—45.

H. B. 46, a bill to amend General Statutes 113-95 so as to provide for a special hunting license as to controlled shooting preserves.

Upon motion of Senator Copeland, action on the bill is postponed until Monday, April 13, 1959.

S. B. 163, a bill to amend General Statutes 54-21.2, relating to investments by building and loan associations.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 166, a bill to amend General Statutes 54-20, relating to loans by building and loan associations.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 198, a bill amending General Statutes 115-126 so as to empower county and city boards of education to dedicate portions of lands owned by such boards as rights-of-way for public streets, roads or sidewalks.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 201, a bill to create the Carolina Charter Tercentenary Commission.

Upon motion of Senator Stikeleather, action on the bill is postponed until Monday, April 13, 1959.

S. R. 200, a joint resolution of the General Assembly of North Carolina concerning certain legislation now pending in the Congress of the United States relating to the establishment of certain minimum Federal benefit standards.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

H. B. 23, a bill authorizing the appointment of acting heads of certain State agencies in certain cases.

Passes its second and third readings and is ordered enrolled.

H. B. 24, a bill providing for the appointment of acting officers in certain cases.

Passes its second and third readings and is ordered enrolled.

H. B. 193, a bill to amend General Statutes 58-79 relating to investment by domestic stock and mutual life insurance companies in North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 194, a bill to amend General Statutes 58-210 to allow group life insurance policies on at least ten employees.

Passes its second and third readings and is ordered enrolled.

H. B. 202, a bill to prevent the taking of deer on the Chowan River with the aid of boats.

Upon motion of Senator Copeland, action on the bill is postponed until Monday, April 13, 1959.

H. B. 210, a bill to amend General Statutes 157-76 relating to the compensation of the board of viewers appointed to examine lands in the establishment of drainage districts.

Passes its second and third readings and is ordered enrolled.

H. B. 252, a bill to amend paragraph (2) of General Statutes 97-2 so as to provide for the extension of Workmen's Compensation coverage to all officers and employees of municipal corporations and political subdivisions of the State.

Passes its second and third readings and is ordered enrolled.

H. B. 269, a bill amending General Statutes 153-9 and creating the office of county fire marshal.

Passes its second and third readings and is ordered enrolled.

H. B. 324, a bill to amend General Statutes 113-247, relating to fishing in a certain portion of the Roanoke River.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local Bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

FIFTY-EIGHTH DAY

SENATE CHAMBER,
Saturday, April 11, 1959.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor Luther E. Barnhardt and President pro tempore Morgan of Cleveland, the Principal Clerk S. Ray Byerly calls Senator Kirkman to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Thomason for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomason, the Senate adjourns to meet Monday evening at 8 o'clock.

FIFTY-NINTH DAY

SENATE CHAMBER,
Monday, April 13, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. Conrad Glass, Jr., of the Layden Memorial Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Medford, the courtesies of the lobby are extended to Judge Frank Smathers and Mrs. Smathers of Florida. Judge Smathers was born and reared in Haywood County and was Chief Page of the Senate for the Sessions of 1897 and 1899.

Upon motion of Senator Lanier, the courtesies of the floor are extended to former Senator J. R. Stephenson of Polk County.

Upon motion of Senator Currie of Moore, Ann Louise Morris, Susan Brady and Bob Sidney Morris of Randolph County are made honorary pages of the Senate.

Upon motion of Senator Bason, the courtesies of the lobby are extended to Mr. and Mrs. Wallace W. Pointer of Caswell County, and Luna and Barbara Pointer, daughters of Mr. and Mrs. Pointer, are made honorary pages of the Senate.

Upon motion of Senator Bason, the courtesies of the lobby are extended to Mr. and Mrs. Bill Barker of Caswell County, and Cecil Barker is made an honorary page of the Senate.

Upon motion of Senator Simpkins, the courtesies of the lobby are extended to Mr. and Mrs. Robert Mangum of Orange County.

Upon motion of Senator Forsyth, the courtesies of the lobby are extended to John Rufty of Cherokee County.

Upon motion of Senator Andrews, the courtesies of the lobby are extended to Mr. and Mrs. Douglas Wilkinson, Mr. and Mrs. Stanley Winborne, Jr., and Mr. Mrs. George McCormick Dosenbury of Lee County, and Nelle Wilkinson is made an honorary page of the Senate.

Upon motion of Senator Morgan of Harnett, the courtesies of the lobby are extended to Mrs. Joseph Pleasant of Harnett County, and Joseph Pleasant, Jr., and Brantley Woodall are made honorary pages of the Senate.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. R. B. Overton and Mrs. Charles R. Buckley, Sr., of Fredericksburg, Virginia.

Upon motion of Senator Jordan, Tom Elbert Maggert, Jr. and Max Edward Wineinger, Jr. of Wake County are made honorary pages of the Senate.

Upon motion of Senator Jordan, Carolyn Fay Wall, daughter of the Assistant Sergeant-at-Arms Eddie Wall of Wake County, is made an honorary page of the Senate.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Moore, for the Committee on Public Roads:

S. B. 120, a bill to amend Article 3 of Chapter 20 of the General Statutes of North Carolina to make results of scientific tests for intoxication admissible into evidence in criminal prosecutions for driving under the influence of intoxicating liquor, with a favorable report, as amended.

Upon motion of Senator Moore, the bill is placed upon the Calendar for Thursday, April 16, 1959.

By Senator Jolly, for the Committee on Local Government:

H. B. 215, a bill providing that the boundaries of the city of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the city of Thomasville, with a favorable report.

H. B. 405, a bill providing for the extension of the corporate limits of the city of Raleigh, North Carolina, with a favorable report.

H. B. 418, a bill authorizing the town of Old Fort to sell at private sale certain land not needed for municipal purposes, with a favorable report.

H. B. 421, a bill to amend Chapter 1109 of the Session Laws of 1957, relating to the issuance of warrants by justices of the peace so as to make the same inapplicable to Pitt County, with a favorable report.

H. B. 430, a bill to amend Chapter 946 of the Session Laws of 1955, as amended, relating to a supplementary pension fund for policemen in the city of Gastonia, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Cooke: S. B. 229, a bill to fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to provide for the assignment of retired commissioners to emergency duty on the commission.

Referred to Committee on State Government.

By Senator Hamilton: S. B. 230, a bill to amend Chapter 135 of the General Statutes, relating to the Teachers' and State Employees' Retirement System.

Referred to Committee on Retirement, Employment Security.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 246, a bill to reimburse Robert James of Davie County for injuries received by him in aiding an officer in the arrest of one Jack Peacock.

Referred to Committee on Appropriations.

H. B. 322, a bill to amend Article 16 of Chapter 116 of the General Statutes entitled "State Board of Higher Education."

Referred to Committee on Higher Education.

H. B. 370, a bill to amend General Statutes 153-9(40) and General Statutes 160-22 so as to authorize city, county, and joint planning boards to contract with the State as well as with the Federal government for technical planning assistance.

Referred to Committee on Counties, Cities and Towns.

H. B. 396, a bill to provide, in the event of enemy attack upon the State of North Carolina, for the continuity of the orderly functions of the governments of local political subdivisions of the State; by providing for emergency interim succession to executive offices and by authorizing political subdivisions to enact resolutions and ordinances relating to succession for all officials having emergency government functions.

Referred to Committee on Local Government.

H. B. 472, a bill amending Section 5, Chapter 899, Session Laws of 1949, relating to professional bondsmen in Durham County.

Referred to Committee on Counties, Cities and Towns.

H. B. 473, a bill to allow a discount for prepayment of ad valorem taxes in the town of Gibsonville.

Referred to Committee on Finance.

H. B. 474, a bill to amend Chapter 388 of the Public Local Laws of 1939, relating to the time and place for the advertisement and sale of land for taxes in the town of Gibsonville.

Referred to Committee on Finance.

H. B. 483, a bill to authorize the town of Farmville to warrant title to certain lands at public sale.

Referred to Committee on Counties, Cities and Towns.

H. B. 487, a bill to amend General Statutes 47-17.1, relating to the filing of papers by the clerks of the Superior Courts of certain counties to include Orange County.

Referred to Committee on Judiciary No. 2.

H. B. 489, a bill authorizing and directing the board of commissioners of Hyde County to deposit in or transfer to the General Fund of the county all collections of delinquent taxes for the years prior to 1955.

Referred to Committee on Finance.

H. B. 490, a bill authorizing the sheriff of Hyde County to appoint one full time deputy for Okracoke Township.

Referred to Committee on Counties, Cities and Towns.

S. B. 109, a bill to rewrite General Statutes 114-11.1 so as to clarify the requirement as to statistical data furnished the Chief Justice by the clerks of Superior Court, for concurrence in the House amendment.

The bill is placed upon the Calendar.

H. R. 524, a joint resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late J. Melville Broughton.

Referred to Committee on Rules.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 191, a bill to amend the Charter of the Town of Garner so as to regulate the compensation to be received by the mayor and the board of aldermen of the town of Garner.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 190, a bill rewriting Section 22 of Chapter 39, Private Laws of 1907, and Section 1 of Chapter 271, Public Local Laws of 1937, relating to the compensation of the mayor and members of the board of aldermen of the city of Newton.

Passes its second and third readings and is ordered enrolled.

H. B. 325, a bill to authorize the board of county commissioners of Scotland County to fix all official fees to be charged in cases tried in the county criminal court of Scotland County.

Passes its second and third readings and is ordered enrolled.

H. B. 326, a bill to authorize the board of county commissioners of Scotland County to fix the fees which may be charged by various county officers.

Passes its second and third readings and is ordered enrolled.

H. B. 413, a bill to fix the fees of justices of the peace in Burke County.

Passes its second and third readings and is ordered enrolled.

S. B. 216, a bill to authorize political subdivisions of the State, acting jointly, to appropriate funds and issue bonds for developing water supply for domestic, municipal, industrial and other purposes, upon third reading.

Passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomason, Williams, Williamson, Yow—40.

The bill is ordered sent to the House of Representatives.

H. B. 46, a bill to amend General Statutes 113-95 so as to provide for a special hunting license as to controlled shooting preserves.

Upon motion of Senator Copeland, action on the bill is postponed until tomorrow, Tuesday, April 14, 1959.

S. B. 201, a bill to create the Carolina Charter Tercentenary Commission.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 202, a bill to prevent the taking of deer on the Chowan River with the aid of boats.

Upon motion of Senator Copeland, action on the bill is postponed until Tuesday, April 14, 1959.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

SIXTIETH DAY

SENATE CHAMBER,
Tuesday, April 14, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. J. W. Garrison, Methodist Missionary to Brazil.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Davis, the courtesies of the galleries are extended to the Adkins High School of Forsyth County.

Upon motion of Senator Alford, the courtesies of the galleries are extended to Guy Barnes and Sand Easley of Nash County.

Upon motion of Senator Currie of Durham, the courtesies of the galleries are extended to the Lyon Park School of Durham County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to D. S. Johnston of Nash County.

Upon motion of Senator Jolly, Jane Owens Wilson is made an honorary page of the Senate.

Upon motion of Senator Canipe, S. B. 193, a bill amending General Statutes 115-39 so as to remove certain limitations upon the Madison County Board of Education in the selection of a county superintendent, is taken from the Committee on Education and placed upon the Calendar.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 200, a joint resolution of the General Assembly of North Carolina concerning certain legislation now pending in the Congress of the United States relating to the establishment of certain minimum Federal benefit standards.

S. B. 136, an act to amend General Statutes 1-145 relating to verification by one of several parties pleading together.

S. B. 168, an act to amend Chapter 237 of the Session Laws of 1951 relating to the election of members of the board of aldermen of the town of Southport.

S. B. 173, an act to amend General Statutes 161-6, relating to the appointment and duties of assistant registers of deeds.

S. B. 176, an act to change the corporate limits of the town of Wallace so as to exclude certain territory.

S. B. 179, an act to create a bird sanctuary within the territorial limits of Magnolia, in Duplin County.

S. B. 180, an act to create a bird sanctuary within the territorial limits of Beula-ville, in Duplin County.

S. B. 187, an act to authorize the board of commissioners of Edgecombe County to adjust general and special funds ledger balances as of July 1, 1958.

H. B. 23, an act authorizing the appointment of acting heads of certain State agencies in certain cases.

H. B. 24, an act providing for the appointment of acting officers in certain cases.

H. B. 193, an act to amend General Statutes 58-79 relating to investment by domestic stock and mutual life insurance companies in North Carolina.

H. B. 194, an act to amend General Statutes 58-210 to allow group life insurance policies on at least ten employees.

H. B. 210, an act to amend General Statutes 157-76 relating to the compensation of the board of viewers appointed to examine lands in the establishment of drainage districts.

H. B. 252, an act to amend paragraph (2) of General Statutes 97-2 so as to provide for the extension of workmen's compensation coverage to all officers and employees of municipal corporations and political subdivisions of the State.

H. B. 269, an act amending General Statutes 153-9 and creating the office of county fire marshal.

H. B. 324, an act to amend General Statutes 113-247 relating to fishing in a certain portion of the Roanoke River.

H. B. 503, an act providing for a referendum election in the Wilson City Administrative School Unit upon the question whether the Wilson City Board of Education shall be elected by the qualified voters of said administrative unit or whether they shall be appointed by the governing body of the city of Wilson, as at present.

H. B. 190, an act rewriting Section 22 of Chapter 39, Private Laws of 1907 and Section 1 of Chapter 271, Public Local Laws of 1937, relating to the compensation of the mayor and members of the board of aldermen of the city of Newton.

H. B. 325, an act to authorize the board of county commissioners of Scotland County to fix all official fees to be charged in cases tried in the county criminal court of Scotland County.

H. B. 326, an act to authorize the board of county commissioners of Scotland County to fix the fees which may be charged by various county officers of Scotland County.

H. B. 413, an act to fix the fees of justices of the peace in Burke County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rose, for the Committee on Agriculture:

H. B. 189, a bill to enable flue-cured tobacco farmers in North Carolina to impose upon themselves by their referendum vote an assessment to provide funds to promote through organized effort the sale and use of flue-cured tobacco in export and domestic markets, with a favorable report.

H. B. 349, a bill to amend General Statutes 106-567 relating to the refund of assessments collected from farmers for the purpose of promoting the use and sale of agricultural products, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 305, a bill to validate certain agreements between telephone companies and municipalities and to make provision for future agreements.

Referred to Committee on Public Utilities.

H. B. 367, a bill to amend General Statutes 153-9(40) and General Statutes 160-22 so as to authorize the city, county, and joint planning boards to contract for and furnish technical assistance to one another.

Referred to Committee on Finance.

H. B. 444, a bill to authorize and empower the governing body of the city of Salisbury to construct and install, or contract for the construction and installation of curbs and gutters on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved; and prescribing the procedure therefor.

Referred to Committee on Judiciary No. 1.

H. B. 475, a bill to incorporate the town of Chocowinity in Beaufort County.

Referred to Committee on Counties, Cities and Towns.

H. R. 537, a joint resolution requesting members of the General Assembly to attend the fund raising dinner sponsored by the Young Democratic Clubs of North Carolina.

Referred to Committee on Rules.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 215, a bill providing that the boundaries of the city of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the city of Thomasville, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—44.

H. B. 405, a bill providing for the extension of the corporate limits of the city of Raleigh, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—44.

S. B. 193, a bill amending General Statutes 115-39 so as to remove certain limitations upon the Madison County Board of Education in the selection of a county superintendent.

Upon motion of Senator Canipe, the bill is laid upon the Table.

H. B. 418, a bill authorizing the town of Old Fort to sell at private sale certain land not needed for municipal purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 421, a bill to amend Chapter 1109 of the Session Laws of 1957 relating to the issuance of warrants by justices of the peace so as to make the same inapplicable to Pitt County.

Passes its second and third readings and is ordered enrolled.

H. B. 430, a bill to amend Chapter 946 of the Session Laws of 1955, as amended, relating to a supplementary pension fund for policemen in the city of Gastonia.

Passes its second and third readings and is ordered enrolled.

H. B. 46, a bill to amend General Statutes 113-95 so as to provide for a special hunting license as to controlled shooting preserves, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—43.

S. B. 109, a bill to rewrite General Statutes 114-11.1 so as to clarify the requirement as to statistical data furnished the Chief Justice by the clerks of Superior Court, for concurrence in the House amendment.

Upon motion of Senator Crew, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 119, a bill to amend General Statutes 20-183 to permit law enforcement officers to make arrests without a warrant for certain crimes committed other than in their presence.

The bill passes its second reading.

Upon objection of Senator Morgan of Harnett to its third reading, the bill remains upon the Calendar.

S. B. 192, a bill to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

The bill passes its second reading.

Upon objection of Senator Yow to its third reading, the bill remains upon the Calendar.

H. B. 202, a bill to prevent the taking of deer on the Chowan River with the aid of boats.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

SIXTY-FIRST DAY

SENATE CHAMBER,
Wednesday, April 15, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Father Francis J. Tait, of Our Lady of Lourdes Catholic Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Warren, the courtesies of the galleries are extended to the teachers and the students of the Stonewall School of Beaufort County.

Upon motion of Senator Cooke, the courtesies of the lobby are extended to Madison Hipp of Gates County.

Upon motion of Senator Hancock, the courtesies of the lobby are extended to C. G. Crater of Granville County.

Upon motion of Senator Henkel, the courtesies of the lobby are extended to Mrs. Fred B. Bunch, Jr., of Iredell County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the Club Boulevard School of Durham County.

Upon motion of Senator Peel, 500 additional copies of S. B. 10, a bill to rewrite the intestate succession laws of North Carolina, are ordered printed.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 109, an act to rewrite General Statutes 114-11.1 so as to clarify the requirement as to statistical data furnished the Chief Justice by the clerks of Superior Court.

H. B. 202, an act to prevent the taking of deer on the Chowan River with the aid of boats.

H. B. 418, an act authorizing the town of Old Fort to sell at private sale certain land not needed for municipal purposes.

H. B. 421, an act to amend Chapter 1109 of the Session Laws of 1957 relating to the issuance of warrants by justices of the peace so as to make the same inapplicable to Pitt County.

H. B. 430, an act to amend Chapter 946 of the Session Laws of 1955, as amended, relating to a supplementary pension fund for policemen in the city of Gastonia.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 65, a bill to amend Chapter 154 of the General Statutes relating to county surveyors, with a favorable report, as amended.

S. B. 143, a bill concerning gifts of securities and money to minors and to make uniform the law with reference thereto, with a favorable report, as amended.

S. B. 164, a bill to amend Chapter 66 of the General Statutes of North Carolina relating to the registration of purchases of used automobile parts and accessories, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 303, a bill to amend Chapter 674 of the Session Laws of 1955 relating to the sale of explosive caps designed to be fired in toy cap pistols, with a favorable report.

H. B. 487, a bill to amend General Statutes 47-17.1 relating to the filing of papers by the clerks of the Superior Courts of certain counties to include Orange County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Mercer: S. B. 231, a bill to fix the salary of the judge and the solicitor of the General County Court of Duplin County.

Referred to Committee on Salaries and Fees.

By Senator Mercer: S. B. 232, a bill to reduce the number of jurors in the trial of criminal cases in the General County Court of Duplin County and to fix the fees of all jurors in Duplin County at six dollars per day.

Referred to Committee on Salaries and Fees.

By Senator Jolly: S. B. 233, a bill to make violation of General Statutes 18-6.1 a misdemeanor, and to provide for the punishment thereof.

Referred to Committee on Judiciary No. 1.

By Senators Crew and Frink: S. B. 234, a bill to authorize the Department of Motor Vehicles to exercise a limited amount of discretion in suspending drivers' licenses of persons convicted of drunken driving.

Referred to Committee on Judiciary No. 1.

By Senators Warren, Copeland, Winslow and Peel: S. R. 235, a joint resolution expressing the sense of the General Assembly concerning the proposed closing of the Dismal Swamp Canal.

Upon motion of Senator Warren, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 236, a bill to amend General Statutes 115-116 and General Statutes 115-119 relating to special tax elections for school purposes in Lincoln County.

Referred to Committee on Finance.

By Senator Canipe: S. B. 237, a bill amending the charter of the town of Spruce Pine so as to divide the town into four wards, providing that one member of the board of commissioners of said town shall be a resident of each of said wards, and providing that the mayor shall be elected from the town at large.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 448, a bill to promote the establishment and development of educational facilities and programs for selected inmates of the State Prison System.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 215, a bill providing that the boundaries of the city of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the city of Thomasville, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

The bill is ordered enrolled.

H. B. 405, a bill providing for the extension of the corporate limits of the city of Raleigh, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

The bill is ordered enrolled.

H. B. 46, a bill to amend General Statutes 113-95 so as to provide for a special hunting license as to controlled shooting preserves, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

The bill is ordered enrolled.

H. B. 189, a bill to enable flue-cured tobacco farmers in North Carolina to impose upon themselves by their referendum vote an assessment to provide funds to promote through organized effort the sale and use of flue-cured tobacco in export and domestic markets, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 1, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—44.

Those voting in the negative are: Senators Hancock—1.

S. B. 119, a bill to amend General Statutes 20-183 to permit law enforcement officers to make arrests without a warrant for certain crimes committed other than in their presence.

Senator Moore offers an amendment which is adopted.

Senator Crew offers an amendment which is adopted.

The bill, as amended, fails to pass its third reading.

S. B. 192, a bill to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

The bill passes its third reading and is ordered sent to the House of Representatives.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

SIXTY-SECOND DAY

SENATE CHAMBER,

Thursday, April 16, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Dr. John S. Brown, of the Presbyterian Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rose, the courtesies of the galleries are extended to the teachers and the students of the John A. Wilerson School of Beaufort County.

Upon motion of Senator Rose, the courtesies of the lobby are extended to Dick Newsom, Dick Smith of Wayne County and to D. J. Rose, Jr., son of Senator Rose of Wayne County.

Upon motion of Senator Mercer, the courtesies of the galleries are extended to the teachers and the students of the Kenansville School of Duplin County.

Upon motion of Senator Lanier, the courtesies of the galleries are extended to the teachers and the students of the Gray High School of Orange County.

Upon motion of Senator Henkel, the courtesies of the galleries are extended to the teachers and the students of the Troutman School of Iredell County.

Upon motion of Senator Frink, the courtesies of the floor are extended to former Senator James Clark of Bladen County.

Upon motion of Senator Andrews, the courtesies of the floor are extended to former Senator Warren Williams of Lee County.

Upon motion of Senator Hancock, the courtesies of the galleries are extended to the teachers and the students of the Orange Street School of Granville County.

Upon motion of Senator Morgan of Cleveland, H. R. 524, a joint resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late J. Melville Broughton, is placed upon today's Calendar.

Upon motion of Senator Morgan of Cleveland, H. R. 537, a joint resolution requesting members of the General Assembly to attend the Fund Raising Dinner sponsored by the Young Democratic Clubs of North Carolina, is placed upon today's Calendar.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 235, a joint resolution expressing the sense of the General Assembly concerning the proposed closing of the Dismal Swamp Canal.

S. B. 130, an act to authorize the board of commissioners of Columbus County to appoint a deputy recorder of the Columbus County Recorder's Court and to fix his salary.

S. B. 197, an act to extend the time for making the quadrennial revaluation and reassessment of real property in Martin County.

H. B. 46, an act to amend General Statutes 113-95 so as to provide for a special hunting license as to controlled shooting preserves.

H. B. 215, an act providing that the boundaries of the city of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the city of Thomasville.

H. B. 405, an act providing for the extension of the corporate limits of the city of Raleigh, North Carolina.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Stikeleather, for the Committee on Education:

H. B. 428, a bill relating to meetings of the Dare County Board of Education, with a favorable report, as amended.

By Senator Jolly, for the Committee on Local Government:

H. B. 396, a bill to provide, in the event of enemy attack upon the State of North Carolina, for the continuity of the orderly functions of the governments of local political subdivisions of the State; by providing for emergency interim succession to executive offices and by authorizing political subdivisions to enact resolutions and ordinances relating to succession for all officials having emergency government functions, with a favorable report.

H. B. 457, a bill amending Chapter 11, Session Laws of 1953, relating to the powers and duties of county boards of alcoholic control so as to include Cumberland County within the provisions of said Act, with a favorable report.

H. B. 459, a bill to validate the administration of oaths of office to certain members of the governing body of the town of Huntersville in Mecklenburg County, with a favorable report.

S. B. 222, a bill to regulate the construction of public and private swimming pools in the town of Lumberton in Robeson County, with a favorable report.

S. B. 237, a bill amending the Charter of the Town of Spruce Pine so as to divide the town into four wards, providing that one member of the board of commissioners of said town shall be a resident of each of said wards, and providing that the mayor shall be elected from the town at large, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Lanier: S. R. 238, a joint resolution of respect to the memory of the Honorable William Kerr Scott, late United States Senator for the State of North Carolina.

Upon motion of Senator Lanier, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Frink: S. B. 239, a bill to amend S. B. 8, ratified the 11th of March, 1959, relating to the letting of public contracts for school construction in Brunswick County.

Referred to Committee on Education.

By Senators Medford, Jordan, Lanier, Duncan, Simpkins and Copeland: S. B. 240, a bill to amend Chapter 117 of the General Statutes to permit membership corporations to elect directors on staggered terms and to pay them for meetings attendance; to require that such corporations' terms of membership be reasonable and that applicants for membership not be arbitrarily denied; and to provide for domestication of out-of-state telephone membership corporations.

Referred to Committee on Judiciary No. 2.

By Senator Hancock: S. B. 241, a bill to prohibit the taking of deer from public highways in Granville County.

Referred to Committee on Wildlife.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 505, a bill to amend General Statutes 105-345, as amended by Chapter 822 of the Session Laws of 1951, relating to the discount allowable for prepayment of taxes in Union County.

Referred to Committee on Counties, Cities and Towns.

H. B. 515, a bill to amend Article 17A of Chapter 7 of the General Statutes, relating to warrants and receipts of justices of the peace, so as to make the same applicable to Anson County.

Referred to Committee on Counties, Cities and Towns.

H. B. 516, a bill to authorize the board of county commissioners of Anson County to fix certain fees and commissions.

Referred to Committee on Counties, Cities and Towns.

H. B. 521, a bill relating to the issuance of warrants and receipts of justices of the peace in Columbus County.

Referred to Committee on Counties, Cities and Towns.

H. B. 536, a bill to amend General Statutes 14-335, relating to the punishment for public drunkenness in Durham County.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 189, a bill to enable flue-cured tobacco farmers in North Carolina to impose upon themselves by their referendum vote an assessment to provide funds to promote through organized effort the sale and use of flue-cured tobacco in export and domestic markets, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 1, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton,

Simpkins, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—45.

Those voting in the negative are: Senators Hancock—1.

The bill is ordered enrolled.

S. B. 61, a bill to amend Chapter 47 of the General Statutes relating to plats and subdivisions and land surveys and recording of same.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 62, a bill to repeal Article 6 of Chapter 81 of the General Statutes, relating to the testing of surveyors' instruments and preservation of Meridian monuments.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 63, a bill to amend General Statutes 39-32.1, relating to control corners in real estate developments.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 64, a bill to amend Chapter 89 of the General Statutes, relating to the registration and practice of land surveyors.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 65, a bill to amend Chapter 154 of the General Statutes, relating to county surveyors.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 120, a bill to amend Article 3 of Chapter 20 of the General Statutes of North Carolina to make results of scientific tests for intoxication admissible into evidence in criminal prosecutions for driving under the influence of intoxicating liquor.

Upon motion of Senator Moore, the bill is re-referred to the Committee on Judiciary No. 2.

S. B. 143, a bill concerning gifts of securities and money to minors and to make uniform the law with reference thereto.

Upon motion of Senator Peel, action on the bill is postponed until Friday, April 17, 1959.

S. B. 164, a bill to amend Chapter 66 of the General Statutes of North Carolina, relating to the registration of purchases of used automobile parts and accessories.

The substitute bill offered by the Committee is adopted.

Senator Medford offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 349, a bill to amend General Statutes 106-567, relating to the refund of assessments collected from farmers for the purpose of promoting the use and sale of agricultural products.

Passes its second and third readings and is ordered enrolled.

H. B. 487, a bill to amend General Statutes 47-17.1, relating to the filing of papers by the clerks of the Superior Courts of certain counties to include Orange County.

Passes its second and third readings and is ordered enrolled.

H. R. 524, a joint resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late J. Melville Broughton.

Passes its second and third readings and is ordered enrolled.

H. R. 537, a joint resolution requesting members of the General Assembly to attend the Fund Raising Dinner sponsored by the Young Democratic Clubs of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 303, a bill to amend Chapter 674 of the Session Laws of 1955, relating to the sale of explosive caps designed to be fired in toy cap pistols.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns in honor of the memory of former United States Senator and Governor of North Carolina W. Kerr Scott, to meet tomorrow morning at 11 o'clock.

SIXTY-THIRD DAY

SENATE CHAMBER,
Friday, April 17, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Dr. Rose, the courtesies of the galleries are extended to the teachers and the students of the Mount Olive School of Wayne County.

Upon motion of Senator Medford, the courtesies of the floor are extended to former Senator, now Congressman David Hall of the 12th District, of Jackson County.

Upon motion of Senator Currie of Moore, the courtesies of the galleries are extended to the teachers and the students of the Arch Dale School of Moore County.

Upon motion of Senator Williamson, the courtesies of the lobby are extended to W. J. Williams and Mr. Rogers of Columbus County.

Upon motion of Senator Henkel, the courtesies of the floor are extended to former Senator Wade Brown of Watauga County.

Upon motion of Senator Currie of Moore, the courtesies of the galleries are extended to the teachers and the students of the Franklinville School of Randolph County.

Upon motion of Senator Williams, the courtesies of the galleries are extended to the teachers and the students of the New London High School of Stanly County.

Upon motion of Senator Williams, the courtesies of the galleries are extended to the teachers and the students of the Albemarle High School of Stanly County.

Upon motion of Senator Copeland, the courtesies of the galleries are extended to the teachers and the students of the Sunberry School of Gates County.

Upon motion of Senator Copeland, W. Lunsford Crew, Jr., son of Senator Crew of Halifax County, and W. S. Davis, Jr., of Halifax County, are made honorary pages of the Senate.

Upon motion of Senator Garriss, the courtesies of the lobby are extended to Mrs. J. Paul Wallace and Miss Sue Wallace, wife and daughter of Representative Wallace of Montgomery County.

Upon motion of Senator Rose, the courtesies of the galleries are extended to the teachers and the students of the Mount Olive School of Wayne County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to the teachers and the students of the Selma School of Johnston County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 524, a joint resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late J. Melville Broughton.

H. R. 537, a joint resolution requesting members of the General Assembly to attend the fund raising dinner sponsored by the Young Democratic Clubs of North Carolina.

S. R. 238, a joint resolution of respect to the memory of the Honorable William Kerr Scott, late a United States Senator for the State of North Carolina.

S. B. 191, an act to amend the charter of the Town of Garner so as to regulate the compensation to be received by the mayor and the board of aldermen of the town of Garner.

S. B. 216, an act to authorize political subdivisions of the State, acting jointly, to appropriate funds and issue bonds for developing water supply for domestic, municipal, industrial and other purposes.

H. B. 189, an act to enable flue-cured tobacco farmers in North Carolina to impose upon themselves by their referendum vote an assessment to provide funds to promote through organized effort the sale and use of flue-cured tobacco in export and domestic markets.

H. B. 303, an act to amend Chapter 674 of the Session Laws of 1955, relating to the sale of explosive caps designed to be fired in toy cap pistols.

H. B. 349, an act to amend General Statutes 106-567, relating to the refund of assessments collected from farmers for the purpose of promoting the use and sale of agricultural products.

H. B. 487, an act to amend General Statutes 47-17.1, relating to the filing of papers by the clerks of the Superior Courts of certain counties to include Orange County.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 65, a bill to amend Chapter 154 of the General Statutes, relating to county surveyors.

S. B. 63, a bill to amend General Statutes 39-32.1, relating to control corners in real estate developments.

S. B. 64, a bill to amend Chapter 89 of the General Statutes, relating to the registration and practice of land surveyors.

S. B. 164, a bill to amend Chapter 66 of the General Statutes of North Carolina, relating to the registration of purchases of used automobile parts and accessories.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 215, a bill to amend Chapter 1067 of the Session Laws of 1955 so as to fix the corporate limits of the town of Long Beach in Brunswick County, and for other purposes, with a favorable report.

H. B. 385, a bill to amend the charter of the City of Rocky Mount relative to the issuance of warrants in the city recorder's court, with a favorable report.

H. B. 386, a bill to amend the charter of the City of Rocky Mount relative to the date for holding municipal elections, with a favorable report.

H. B. 472, a bill amending Section 5, Chapter 899, Session Laws of 1949, relating to professional bondsmen in Durham County, with a favorable report.

H. B. 505, a bill to amend General Statutes 105-345, as amended by Chapter 822 of the Session Laws of 1951, relating to the discount allowable for prepayment of taxes in Union County, with a favorable report.

H. B. 515, a bill to amend Article 17A of Chapter 7 of the General Statutes, relating to warrants and receipts of justices of the peace, so as to make the same applicable to Anson County, with a favorable report.

H. B. 475, a bill to incorporate the town of Chocowinity in Beaufort County, with a favorable report.

H. B. 490, a bill authorizing the sheriff of Hyde County to appoint one full-time deputy for Ocracoke Township, with a favorable report.

H. B. 431, a bill amending the charter of the Town of Grifton so as to fix the beginning dates of the terms of office of the mayor and commissioners, with a favorable report.

H. B. 483, a bill to authorize the town of Farmville to warrant title to certain lands at public sale, with a favorable report.

Upon motion of Senator Yow, the bill is placed upon today's Calendar.

H. B. 516, a bill to authorize the board of county commissioners of Anson County to fix certain fees and commissions, with a favorable report.

H. B. 521, a bill relating to the issuance of warrants and receipts of justices of the peace in Columbus County, with a favorable report, as amended.

H. B. 370, a bill to amend General Statutes 153-9(40) and General Statutes 160-22 so as to authorize city, county, and joint planning boards to contract with the State as well as with the Federal government for technical planning assistance, with a favorable report.

By Senator Kesler, for the Committee on Higher Education:

H. B. 322, a bill to amend Article 16 of Chapter 116 of the General Statutes entitled "State Board of Higher Education," with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 274, a bill to change the fee of the sheriff of Surry County for collections on executions, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan of Harnett: S. B. 242, a bill to amend General Statutes 7-127, relating to the trial of criminal cases by justices of the peace in Harnett County.

Referred to Committee on Judiciary No. 2.

By Senators Peel, Morgan of Harnett, Currie of Moore and Alford: S. B. 243, a bill to provide for the appointment of a special county attorney and to define his duties.

Referred to Committee on Judiciary No. 2.

By Senator Morgan of Cleveland: S. B. 244, a bill to amend General Statutes 14-97, relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County.

Referred to Committee on Judiciary No. 1.

By Senator Morgan of Cleveland: S. B. 245, a bill to amend General Statutes 14-335, relating to public drunkenness so as to make the same apply to Cleveland County.

Referred to Committee on Judiciary No. 1.

By Senator Morgan of Cleveland: S. B. 246, a bill to amend Chapter 671 of the Session Laws of 1951, relating to the salary of the mayor of the city of Shelby.

Referred to Committee on Local Government.

By Senators Moore, Williamson, Frink and Morgan of Harnett: S. B. 247, a bill amending General Statutes 7-68 so as to divide the 9th Solicitorial District into two districts designated as "Solicitorial District No. 9" and "Solicitorial District No. 9A," and to provide for the appointment and election of the solicitor for District No. 9A.

Referred to Committee on Appropriations.

By Senator Crew: S. B. 248, a bill to make unlawful the fathering or giving birth to two or more illegitimate children.

Referred to Committee on Judiciary No. 1.

By Senator Shelton: S. B. 249, a bill to amend Chapter 306 of the Session Laws of 1953, relating to the compensation of office assistants and expenses of the sheriff of Edgecombe County.

Referred to Committee on Salaries and Fees.

By Senator Shelton: S. B. 250, a bill to amend General Statutes 156-133, relating to the compensation to be paid to auditors for drainage districts.

Referred to Committee on Salaries and Fees.

By Senator Shelton: S. B. 251, a bill to authorize appropriations by the board of commissioners of Edgecombe County for industrial development and other purposes.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 361, a bill to amend General Statutes 152-5 in respect to coroners fees in Richmond County.

Referred to Committee on Salaries and Fees.

H. B. 397, a bill to amend General Statutes 48-21 to allow discretionary waiver by a court of adoption to the entry of the interlocutory decree and probationary period when the child is by blood a great grandchild of petitioner.

Referred to Committee on Judiciary No. 1.

H. B. 435, a bill to amend General Statutes 153-9, relating to fees of county officers in Montgomery County, and General Statutes 153-48.3, relating to salaries of county officers in Montgomery County.

Referred to Committee on Salaries and Fees.

H. B. 436, a bill appointing certain members of the Fairmont City Board of Education.

Referred to Committee on Education.

H. B. 438, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Henderson County.

Referred to Committee on Courts and Judicial Districts.

H. B. 440, a bill to provide for the election of the county board of education in Chowan County.

Referred to Committee on Education.

H. B. 441, a bill designating successor trustees of the Edenton Academy created by Chapter 39, Public Laws of 1800, and amended by Chapter 4, Public Laws of 1844, and authorizing such trustees to execute a conveyance of certain school property bounded by Queen and Church Streets in the town of Edenton to the Edenton City Board of Education.

Referred to Committee on Education.

H. B. 442, a bill to amend Chapter 366 of the Public Local and Private Laws of 1939, relating to elections in the city of Charlotte.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 486, a bill repealing Section 2 of Chapter 275, Public Local Laws of 1931, as rewritten, and Section 3 of Chapter 4, Public Local Laws of 1935, so as to place the constable of Asheville Township on a fee basis after the first Monday in December, 1960.

Referred to Committee on Counties, Cities and Towns.

H. B. 500, a bill fixing the compensation of the sheriff, the clerk of Superior Court, the tax collector, the register of deeds, and the accountant of Madison County and their deputies and assistants.

Referred to Committee on Salaries and Fees.

H. B. 519, a bill to fix the compensation of jurors in Vance County.

Referred to Committee on Salaries and Fees.

H. B. 520, a bill to amend Chapter 282, Private Laws of 1911, to re-define the corporate limits of the town of Lake Waccamaw in Columbus County.

Referred to Committee on Counties, Cities and Towns.

H. B. 530, a bill to amend General Statutes 28-68, relating to the payment to the clerk of money owed to an intestate in Burke County.

Referred to Committee on Judiciary No. 2.

H. B. 531, a bill amending General Statutes 2-26, relating to fees to be charged by the clerk of Superior Court of Burke County.

Referred to Committee on Salaries and Fees.

H. B. 532, a bill to amend Chapter 286 of the Session Laws of 1953, relating to the compensation of the sheriff and deputy sheriff of Polk County.

Referred to Committee on Local Government.

H. B. 534, a bill to amend General Statutes 115-19, relating to the nomination and election of members of the board of education of Polk County.

Referred to Committee on Education.

H. B. 548, a bill validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election, notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes.

Upon motion of Senator Garrison, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 579, a bill to amend Chapter 122 of the General Statutes, relating to the State Hospital at Butner.

Referred to Committee on Mental Institutions.

H. R. 583, a joint resolution congratulating the North Carolina State Mothers' Committee upon the selection of Mrs. David M. Hall, Sr., as North Carolina's Mother of the Year, and commending her to American Mothers' Committee, Incorporated, for their nomination as American Mother for the year.

Upon motion of Senator Medford, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 585, a joint resolution honoring the memory of Honorable Clarence Stewart Clark, former member of the House of Representatives from Bladen County.

Upon motion of Senator Williamson, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 588, a bill relating to the appointment of an assistant solicitor or assistant solicitors in the Superior Court of Guilford County by the board of county commissioners of Guilford County.

Upon motion of Senator Kirkman, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 222, a bill to regulate the construction of public and private swimming pools in the town of Lumberton in Robeson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 237, a bill amending the Charter of the Town of Spruce Pine so as to divide the town into four wards, providing that one member of the board of commissioners of said town shall be a resident of each of said wards, and providing that the mayor shall be elected from the town at large.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 428, a bill relating to meetings of the Dare County Board of Education. The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 457, a bill amending Chapter 11, Session Laws of 1953, relating to the powers and duties of county boards of alcoholic control so as to include Cumberland County within the provisions of said Act.

Passes its second and third readings and is ordered enrolled.

H. B. 459, a bill to validate the administration of oaths of office to certain members of the governing body of the town of Huntersville in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 483, a bill to authorize the town of Farmville to warrant title to certain lands at public sale.

Passes its second and third readings and is ordered enrolled.

S. B. 143, a bill concerning gifts of securities and money to minors and to make uniform the law with reference thereto.

The amendment offered by the Committee is adopted.

Senator Kirkman offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 396, a bill to provide, in the event of enemy attack upon the State of North Carolina, for the continuity of the orderly functions of the governments of local political subdivisions of the State; by providing for emergency interim succession to executive offices and by authorizing political subdivisions to enact resolutions and ordinances relating to succession for all officials having emergency government functions.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Rutledge, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

SIXTY-FOURTH DAY

SENATE CHAMBER,
Saturday, April 18, 1959.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland, the Principal Clerk S. Ray Byerly calls Senator Kirkman to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Bell for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Bell, the Senate adjourns to meet Monday evening at 8 o'clock.

SIXTY-FIFTH DAY

SENATE CHAMBER,
Monday, April 20, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Canipe, the courtesies of the floor are extended to former Senator John C. McBee of Mitchell County.

Upon motion of Senator Currie of Durham, the courtesies of the lobby are extended to Mrs. Rebecca Politano, Betty and Victor Politano, daughter and son of Mrs. Rebecca Politano and Elizabeth Politano, daughter of Mrs. Politano of Durham County, is made an honorary page of the Senate.

Upon motion of Senator Yow, the courtesies of the lobby are extended to Mrs. S. Bunn Frink and Mr. and Mrs. Elbert N. Herring, wife, daughter and son of Senator Frink of Brunswick County.

Upon motion of Senator Lanier, the courtesies of the floor are extended to Representative John Umstead and the courtesies of the lobby to Mrs. John Umstead of Orange County.

APPOINTMENT OF SENATOR

The following appointment is made by His Excellency Governor Luther H. Hodges:

WHEREAS, the Honorable Fred Folger, elected Senator to represent the Twenty-third Senatorial District in the 1959 General Assembly has recently resigned his membership, and

WHEREAS, Article II, Section 13, of the Constitution of North Carolina and Section 163-6 of the North Carolina General Statutes require that the vacancy created by the resignation of the Honorable Fred Folger be filled by appointment of the person selected by the Executive Committee of the Democratic party of Surry County, and

WHEREAS, the Executive Committee of the Democratic Party of Surry County has notified me of the selection of Honorable George K. Snow of Mount Airy, North Carolina, to fill said vacancy:

Now therefore, I do by these presents appoint

GEORGE K. SNOW
a member of the
NORTH CAROLINA SENATE
1959 General Assembly

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of State at the Capitol in the city of Raleigh, this 20th day of April in the year of our Lord 1959.

LUTHER H. HODGES
Governor.

Pursuant to the above appointment of George K. Snow to succeed Honorable Fred Folger as Senator of the Twenty-Third Senatorial District, said George K. Snow appears to take his seat and is administered the following oath by Associate Justice R. Hunt Parker of the Supreme Court.

"Do you, and each of you solemnly and sincerely swear that you will be faithful and bear true allegiance to the State of North Carolina, and to the Constitutional powers which are or may be established for the government thereof; and will you endeavor to support, maintain and defend the Constitution of said State not inconsistent with the Constitution of the United States to the best of your knowledge and ability. Do you solemnly and sincerely swear that you will faithfully discharge your duties as Senator of the State of North Carolina. So help you God?"

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Whitley, for the Committee on Mental Institutions:

H. B. 579, a bill to amend Chapter 122 of the General Statutes relating to the State Hospital at Butner, with a favorable report.

Upon motion of Senator Whitley, the bill is placed upon today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Warren, Simpkins, Morgan of Cleveland, Williams, Peel, Hamilton and Stikeleather: S. B. 252, a bill to amend Chapter 115 of the General Statutes so as to provide for sick leave for public school teachers.

Referred to Committee on Appropriations.

By Senator Rutledge: S. B. 253, a bill relating to the use of ionizing radiation, radiation machines, and radio-active materials, and atomic energy.

Referred to Committee on Public Health.

By Senator Yow: S. B. 254, a bill to amend General Statutes 77-14 relating to obstructions in streams and farm land drainage districts so as to make the same apply to other lands.

Referred to Committee on Judiciary No. 2.

By Senator Hamilton: S. B. 255, a bill to amend Article 3 of Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

Referred to Committee on Retirement, Employment Security.

By Senator Hamilton: S. B. 256, a bill to amend General Statutes 135-5, relating to the Teachers' and State Employees' Retirement System, so as to make more definite the procedure for retirement.

Referred to Committee on Retirement, Employment Security.

By Senator Hamilton: S. B. 257, a bill to amend General Statutes 135-14, relating to pensions of certain teachers and State employees.

Referred to Committee on Retirement, Employment Security.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 121, a bill to establish minimum wages in North Carolina.

Referred to Committee on Manufacturing and Labor.

H. B. 227, a bill to amend Paragraph 15 of Section 108-3 of the General Statutes of North Carolina, relating to the licensing of boarding homes.

Referred to Committee on Public Health.

H. B. 354, a bill to amend General Statutes 89-5, 1958 Replacement Volume 2C, relating to the secretary of the State Board of Registration for Professional Engineers and Land Surveyors and defining his duties, liabilities and expenditure of funds of the Board.

Referred to Committee on Appropriations.

H. B. 362, a bill relating to the appointment and compensation of certain officials and employees of Richmond County.

Referred to Committee on Counties, Cities and Towns.

H. B. 377, a bill to amend General Statutes 127-102 relating to the distribution of allowances made to organizations of the National Guard.

Referred to Committee on Veterans and Military Affairs.

H. B. 443, a bill to amend General Statutes 1-589 and General Statutes 8-59 so as to provide for the service of subpoenas and summonses for jurors by telegram or certified mail.

Referred to Committee on Judiciary No. 2.

H. B. 451, a bill to amend General Statutes 62-71 so as to require the payment of interest on amounts ordered refunded where utilities have put rates in effect under bond.

Referred to Committee on Public Utilities.

H. B. 463, a bill to re-enact Article 22 of Chapter 143 of the General Statutes relating to the creation, authority and powers of the North Carolina State Ports Authority.

Referred to Committee on Conservation and Development.

H. B. 470, a bill amending Chapter 642, Session Laws of 1957, relating to the salary of the sheriff, the register of deeds, the clerk of the Superior Court, and the accountant of Macon County.

Referred to Committee on Salaries and Fees.

H. B. 478, a bill amending General Statutes 115-74 so as to provide that when district lines are changed as between and among districts that have voted the same rate of supplemental tax, the same shall not have the effect of abolishing such tax.

Referred to Committee on Finance.

H. B. 479, a bill amending Article 8, Chapter 143 of the General Statutes relating to public building contracts.

Referred to Committee on Judiciary No. 1.

H. B. 482, a bill providing for the election of members of the Moore County Board of Education and fixing their terms of office.

Referred to Committee on Education.

H. B. 493, a bill to amend General Statutes 51-18.1, relating to the correction of errors appearing in the returns or certificates of the officiating officers in recording marriage licenses.

Referred to Committee on Judiciary No. 1.

H. B. 494, a bill to amend General Statutes 160-281.1 relating to validation of conveyances by cities, towns and school boards.

Referred to Committee on Education.

H. B. 504, a bill to amend Chapter 14 of the General Statutes relating to the use of indecent or profane language in a public place.

Referred to Committee on Judiciary No. 2.

H. B. 517, a bill to authorize the Governor, with the approval of the Council of State, to convey certain land to Wilson County.

Referred to Committee on Appropriations.

H. B. 523, a bill to amend General Statutes 153-9 so as to authorize the board of county commissioners of Hoke County to levy taxes to pay the salaries and office expenses of certain county employees.

Referred to Committee on Finance.

H. B. 547, a bill to amend Chapter 220 of the Session Laws of 1953 relating to the charter of the town of Kill Devil Hills in Dare County.

Referred to Committee on Counties, Cities and Towns.

H. B. 552, a bill relating to the terms of office of the mayor and commissioners of the town of Winterville in Pitt County.

Referred to Committee on Local Government.

H. B. 554, a bill to provide for the allocation of delinquent taxes collected by Warren County.

Referred to Committee on Counties, Cities and Towns.

H. B. 556, a bill to amend Chapter 169 of the Session Laws of 1955 relating to rural fire districts in Wake County.

Referred to Committee on Local Government.

H. B. 560, a bill to authorize the coroner of Granville County to appoint a deputy coroner.

Referred to Committee on Local Government.

H. B. 562, a bill authorizing the board of education of Caswell County to transfer certain surplus current expense school funds to the special school fund.

Referred to Committee on Education.

H. B. 564, a bill to repeal H. B. 102, ratified February 27, 1959, relating to the form of financial statements of the city of Charlotte.

Referred to Committee on Judiciary No. 1.

H. B. 565, a bill to fix the salaries and allowances to be paid to the chairman and members of the board of county commissioners of Washington County and to be paid to the chairman and members of the board of education of Washington County.

Referred to Committee on Salaries and Fees.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 579, a bill to amend Chapter 122 of the General Statutes relating to the State Hospital at Butner.

Senator D. J. Rose delivers the following address concerning the change of name of the State Hospital at Butner to the John Umstead Hospital which is ordered spread upon the Journal:

When future historians come to write the story of the mental hospitals in North Carolina during the past decade and a half, they will find the name of John W. Umstead synonymous with progress.

Many men and women share in these achievements, just as many people joined hands to promote the educational renaissance at the turn of the century. I am happy and proud that a man from my own county was the recognized leader in that movement. One cannot think of education without the name of Charles B. Aycock coming to mind. It is just as impossible to think of the new concept in the treatment of mental illness without thinking of John W. Umstead.

I am sure that will be true half a century after Umstead has passed off the scene as it is of Aycock now. There perhaps are more schools named for Aycock than for any other man who ever lived in North Carolina. Unfortunately, he died before most of these honors were bestowed upon his name. It is my hope that the State will honor John Umstead while he, too, can appreciate it.

It would be wasteful repetition for me to regale you with all the services of John Umstead to his state. Long before he was appointed a member of the Hospitals Board of Control he had served in both branches of the General Assembly and was a recognized champion of education and equal opportunity for all citizens—from the first grade through college.

It is known by close friends, though never publicized, that he and "Miss Sallie" have aided more than 100 students to attend the University who, without such help, could not have completed their education.

When he came on the hospital board in 1945 he brought to problems of mental health the same broad concept and zeal he had shown for education. He was convinced that the traditional approach was wrong. He resented the incarceration of mentally sick in isolated wards. He advocated and successfully promoted the concept that the sick mind can be healed just as the sick body, and that the institutions should be in fact "hospitals" for treatment rather than "asylums" for custodial care only. The wonderful transformation that has come about in the past 15 years is to a very large degree the result of and tribute to his untiring energy.

Hope has been substituted for despair in the sick minds of patients—and just as important, in the minds of their families and friends. Somber gray walls have been brightened with cheerful colors. Dank and smelly wards have been opened to sunlight. Not only are the old surroundings brighter, but there are many more rooms available for treatment of many more people—treatment, rather than custody.

The doctors assisted by skilled helpers with modern equipment in decent surroundings does not make John Umstead's monument nor our pride. It is that John Umstead has changed the thinking of a people as he lifted up our understanding to a high posture towards those who need our understanding most. He has ennobled us with an attitude of care for those who cannot care for themselves.

His life is as a light for us and for them who sit in darkness. No greater walks among us for he has been the greatest of servants. He lighted our understanding, he inspired and directed our devotion as he gave to us a new attitude of concern.

Immediately after coming on the board, he organized a crusade for improvement and expansion. He was intrigued by possibilities of the abandoned army hospital at Camp Butner as an added facility. Some of his associates on the board and in the Legislature did not share his enthusiasm. Almost singlehandedly for many months he plugged for the idea, spending freely of his own money and time to conduct preliminary negotiations.

The result is presently a source of pride to all North Carolina and to friends of the unfortunate everywhere.

Through his efforts, and those of others whom he inspired to aid, the State of North Carolina obtained the base hospital as a virtual gift, and purchased for a million dollars some 15,000 acres of land in the sprawling military reservation, with water and sewer system (including a fire department), many good buildings and substantial timber.

The old general hospital has been converted into an ultra-modern facility for more than 2,000 mental patients. The Butner property furnished sites for the splendid training school for mentally retarded—operated by the hospitals board. Also for the Conditioning Center for the Blind, the Alcoholics Rehabilitation Center, the first offender youth prison camp, and facilities for the National Guard.

Land not required for public purposes has been sold for industrial plants. Proceeds from the sale of land, salvage from buildings, timber and pulpwood, afforded a substantial part of the money for the overall improvement program.

This story could be prolonged almost indefinitely, without enhancing the record of recognition due to John Umstead. Because of his peculiar relationship to Butner, I think it is particularly appropriate to give that institution his name.

Without derogation or detraction from the credit due Dr. James W. Murdoch, or any other person who contributed so nobly to the program, I urge unanimous adoption of "John W. Umstead" in H. B. 579 as official name of the State Hospital located at Butner.

Many other Senators arise and pay tribute to the life and service of John Umstead, and particularly to his great contribution to the mentally handicapped and to the hospitals and facilities for the mentally sick of the State.

Senator Lanier offers an amendment which is adopted.

The bill, as amended, passes its second and third readings by the unanimous rising vote of the Senate and is ordered returned to the House of Representatives, for concurrence in the Senate amendment.

S. B. 215, a bill to amend Chapter 1067 of the Session Laws of 1955 so as to fix the corporate limits of the town of Long Beach in Brunswick County and for other purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—43.

H. B. 475, a bill to incorporate the town of Chocowinity in Beaufort County, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—43.

H. B. 274, a bill to change the fee of the sheriff of Surry County for collections on executions.

Passes its second and third readings and is ordered enrolled.

H. B. 385, a bill to amend the charter of the city of Rocky Mount relative to the issuance of warrants in the city recorder's court.

Passes its second and third readings and is ordered enrolled.

H. B. 386, a bill to amend the charter of the city of Rocky Mount relative to the date for holding municipal elections.

Passes its second and third readings and is ordered enrolled.

H. B. 431, a bill amending the charter of the town of Grifton so as to fix the beginning dates of the terms of office of the mayor and commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 490, a bill authorizing the sheriff of Hyde County to appoint one full time deputy for Oeracoke Township.

Passes its second and third readings and is ordered enrolled.

H. B. 472, a bill amending Section 5, Chapter 899, Session Laws of 1949, relating to professional bondsmen in Durham County.

Passes its second and third readings and is ordered enrolled.

H. B. 505, a bill to amend General Statutes 105-345, as amended by Chapter 822 of the Session Laws of 1951 relating to the discount allowable for prepayment of taxes in Union County.

Passes its second and third readings and is ordered enrolled.

H. B. 515, a bill to amend Article 17A of Chapter 7 of the General Statutes, relating to warrants and receipts of justices of the peace, so as to make the same applicable to Anson County.

Passes its second and third readings and is ordered enrolled.

H. B. 516, a bill to authorize the board of county commissioners of Anson County to fix certain fees and commissions.

Passes its second and third readings and is ordered enrolled.

H. B. 521, a bill relating to the issuance of warrants and receipts of justices of the peace in Columbus County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 322, a bill to amend Article 16 of Chapter 116 of the General Statutes entitled "State Board of Higher Education."

Passes its second and third readings and is ordered enrolled.

H. B. 370, a bill to amend General Statutes 153-9(40) and General Statutes 160-22 so as to authorize city, county, and joint planning boards to contract with the State as well as with the Federal government for technical planning assistance.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Williams, the Senate adjourns to meet tomorrow at 12 M.

SIXTY-SIXTH DAY

SENATE CHAMBER,
Tuesday, April 21, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Frink, the courtesies of the galleries are extended to the teachers and the students of the Lincoln High School of Brunswick County.

Upon motion of Senator Currie of Durham, the courtesies of the galleries are extended to the teachers and the students of the Whitted Junior High School of Durham County.

Upon motion of Senator Currie of Durham, the courtesies of the galleries are extended to the teachers and the students of Coleridge School of Randolph County.

Upon motion of Senator Kirkman, S. B. 203, a bill amending General Statutes 115-74 so as to provide that when district lines are changed as between and among districts that have voted the same rate of supplemental tax, the same shall not have the effect of abolishing such tax, is taken from the Committee on Finance and re-referred to the Committee on Education.

Upon motion of Senator Kirkman, H. B. 478, a bill amending General Statutes 115-74 so as to provide that when district lines are changed as between and among districts that have voted the same rate of supplemental tax, the same shall not have the effect of abolishing such tax, is taken from Committee on Finance and is re-referred to Committee on Education.

Upon motion of Senator Stikeleather, H. B. 227, a bill to amend paragraph 15 of Section 108-3 of the General Statutes of North Carolina, relating to the licensing of boarding homes is taken from the Committee on Public Health and re-referred to the Committee on Public Welfare.

APPOINTMENTS

The President announces the Committee appointments of Senator George Snow:

University Trustees—Vice Chairman

Appropriations

Higher Education

Insurance

Judiciary No. 1

Local Government

Penal Institutions

Retirement

Employment Security

Wildlife

Senator Robert L. Humber resigns as Vice Chairman of University Trustees and is appointed Chairman of University Trustees.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 583, a joint resolution congratulating the North Carolina State Mothers' Committee upon the selection of Mrs. David M. Hall, Senior, as North Carolina's Mother of the Year, and commending her to the American Mothers' Committee, Incorporated, for their nomination as American Mother for the Year.

H. R. 585, a joint resolution honoring the memory of Honorable Clarence Stewart Clark, former member of the House of Representatives from Bladen County.

S. B. 184, an act authorizing the town of Bessemer City to employ a city manager.

H. B. 396, an act to provide, in the event of enemy attack upon the State of North Carolina, for the continuity of the orderly functions of the governments of local political subdivisions of the State; by providing for emergency interim succession to executive offices and by authorizing political subdivisions to enact resolutions and ordinances relating to succession for all officials having emergency government functions.

H. B. 457, an act amending Chapter 11, Session Laws of 1953, relating to the powers and duties of county boards of alcoholic control so as to include Cumberland County within the provisions of said Act.

H. B. 459, an act to validate the administration of oaths of office to certain members of the governing body of the town of Huntersville in Mecklenburg County.

H. B. 483, an act to authorize the town of Farmville to warrant title to certain lands at public sale.

H. B. 548, an act validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election, notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes.

H. B. 588, an act relating to the appointment of an assistant solicitor or assistant solicitors in the Superior Court of Guilford County by the board of county commissioners of Guilford County.

S. B. 90, an act to amend Section 108-12 of the General Statutes of North Carolina, relating to the compensation of members of county welfare boards.

S. B. 156, an act to repeal an Act passed by the General Assembly of 1959, originally designated as "S. B. 36," and ratified on March 6, 1959, and to rewrite sub-Section (2) of General Statutes 157-3, pertaining to the Housing Authorities Law as applicable in Cherokee, Clay, Graham, Macon and Swain counties and cities and towns therein.

S. B. 175, an act to authorize the reconveyance of a tract of state-owned property at Holden's Beach in Brunswick County.

S. B. 185, an act to establish the North Carolina Confederate Centennial Commission.

S. B. 198, an act amending General Statutes 115-126 so as to empower county and city boards of education to dedicate portions of lands owned by such boards as rights-of-way for public streets, roads or sidewalks.

H. B. 274, an act to change the fee of the sheriff of Surry County for collections on executions.

H. B. 322, an act to amend Article 16 of Chapter 116 of the General Statutes entitled "State Board of Higher Education."

H. B. 370, an act to amend General Statutes 153-9 (40) and General Statutes 160-22 so as to authorize city, county and joint planning boards to contract with the State as well as with the Federal Government for technical planning assistance.

H. B. 385, an act to amend the charter of the city of Rocky Mount relative to the issuance of warrants in the city recorder's court.

H. B. 386, an act to amend the charter of the city of Rocky Mount relative to the date for holding municipal elections.

H. B. 428, an act relating to meetings of the Dare County Board of Education.

H. B. 431, an act amending the charter of the town of Grifton so as to fix the beginning dates of the terms of office of the mayor and commissioners.

H. B. 472, an act amending Section 5, Chapter 899, Session Laws of 1949, relating to professional bondsmen in Durham County.

H. B. 490, an act authorizing the sheriff of Hyde County to appoint one full-time deputy for Ocracoke Township.

H. B. 505, an act to amend General Statutes 105-345, as amended by Chapter 822 of the Session Laws of 1951, relating to the discount allowable for prepayment of taxes in Union County.

H. B. 515, an act to amend Article 17A of Chapter 7 of the General Statutes, relating to warrants and receipts of justices of the peace, so as to make the same applicable to Anson County.

H. B. 516, an act to authorize the board of county commissioners of Anson County to fix certain fees and commissions.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 143, a bill concerning gifts of securities and money to minors and to make uniform the law with reference thereto.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 218, a bill to amend Chapter 52A of the General Statutes of North Carolina, relating to the uniform reciprocal enforcement of support, with a favorable report.

S. B. 242, a bill to amend General Statutes 7-127, relating to the trial of criminal cases by justices of the peace in Harnett County, with a favorable report.

H. B. 530, a bill to amend General Statutes 28-68, relating to the payment to the clerk of money owed to an intestate in Burke County, with a favorable report.

By Senator Bell, for the Committee on Courts and Judicial Districts:

S. B. 135, a bill to amend General Statutes 1-175, relating to the time within which application for continuance before term must be made, with a favorable report.

H. B. 420, a bill to provide for jury trials in justice peace courts in Mecklenburg County, with a favorable report.

H. B. 438, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Henderson County, with a favorable report.

S. B. 210, a bill to authorize the board of commissioners of the town of Mooresville to appoint an assistant clerk of the recorder's court, with a favorable report.

By Senator Rose, for the Committee on Agriculture:

S. B. 155, a bill amending and rewriting certain Sections of Chapter 139 of the General Statutes, relating to soil conservation districts so as to provide for the establishment of watershed improvement districts, with a favorable report, as amended.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 207, a bill to amend Chapter 53A-2 of the General Statutes, relating to business development corporations so as to authorize such corporations to obtain loans from any financial institution and from certain Federal agencies, with a favorable report.

S. B. 244, a bill to amend General Statutes 14-97, relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County, with a favorable report.

S. B. 245, a bill to amend General Statutes 14-335, relating to public drunkenness so as to make the same apply to Cleveland County, with a favorable report.

H. B. 61, a bill to amend General Statutes 1-597 relative to publication of legal notices in counties wherein no newspaper is published, with a favorable report, as amended.

H. B. 397, a bill to amend General Statutes 48-21 to allow discretionary waiver by a court of adoption to the entry of the interlocutory decree and probationary period when the child is by blood a great grandchild of petitioner, with a favorable report.

H. B. 444, a bill to authorize and empower the governing body of the city of Salisbury to construct and install, or contract for the construction and installation of, curbs and gutters on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved; and prescribing the procedure therefor, with a favorable report.

H. B. 493, a bill to amend General Statutes 51-18.1, relating to the correction of errors appearing in the returns or certificates of the officiating officers in recording marriage licenses, with a favorable report.

H. B. 564, a bill to repeal H. B. 102, ratified February 27, 1959, relating to the form of financial statements of the city of Charlotte, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Lackey: S. B. 258, a bill amending General Statutes 113-104, relating to the possession and sale of snares.

Referred to Committee on Wildlife.

By Senators Hamilton, Williams, Warren, Lackey, Hancock and Forsyth: S. B. 259, a bill to make appropriations so as to provide Social Security coverage

for State law enforcement officers who are members of the Law Enforcement Officers' Benefit and Retirement Fund.

Referred to Committee on Retirement, Employment Security.

By Senator Currie of Durham: S. B. 260, a bill to provide for reserves for losses in building and loan or savings and loan associations.

Referred to Committee on Judiciary No. 1.

By Senator Moore: S. B. 261, a bill to protect and regulate the use of the National System of Interstate and Defense Highways.

Referred to Committee on Public Roads.

By Senator Moore: S. B. 262, a bill to authorize the State Highway Commission to acquire in fee simple its right of way.

Referred to Committee on Public Roads.

By Senator Moore: S. B. 263, a bill to regulate the speed of motor vehicles on the National System of Interstate and Defense Highways.

Referred to Committee on Public Roads.

By Senator Moore: S. B. 264, a bill to authorize the State Highway Commission to acquire entire lots, blocks or tracts of property affected by highway construction.

Referred to Committee on Public Roads.

By Senator Moore: S. B. 265, a bill to clarify the issuance by the State Highway Commission of special permits for vehicles of excessive size or weight.

Referred to Committee on Public Roads.

By Senator Whitley: S. B. 266, a bill to amend Chapter 1115 of the Session Laws of 1953, relating to the advisory members of the Neuse River Watershed Authority.

Referred to Committee on Conservation and Development.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 174, a bill to amend General Statutes 51-6, relating to the solemnization of marriages, for concurrence in the House amendment.

Upon motion of Senator Andrews the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 455, a bill to amend General Statutes 143-131 to provide more uniform standards in the awarding of public contracts by counties, cities, towns and other subdivisions of the State.

Referred to Committee on Judiciary No. 2.

House Committee substitute for S. B. 38, a bill to provide for the continuity of local government in emergency.

Referred to Committee on Local Government.

H. B. 551, a bill to amend Chapter 31, Private Laws of 1893, to re-define the corporate limits of the town of Everetts in Martin County.

Referred to Committee on Counties, Cities and Towns.

H. B. 553, a bill to amend General Statutes 7-393, relating to the jurisdiction of the county criminal court of Yadkin County.

Referred to Committee on Courts and Judicial Districts.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 215, a bill to amend Chapter 1067 of the Session Laws of 1955 so as to fix the corporate limits of the town of Long Beach in Brunswick County, and for other purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

The bill is ordered sent to the House of Representatives.

H. B. 475, a bill to incorporate the town of Chocowinity in Beaufort County, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

The bill is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

SIXTY-SEVENTH DAY

SENATE CHAMBER,
Wednesday, April 22, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Dr. H. G. Kencheloe, Jr., pastor of the Hayes Barton Baptist Church, Raleigh, N. C.

Senator Lackey, for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morgan of Cleveland, the courtesies of the galleries are extended to the teachers and the students of the Kings Mountain School of Cleveland County.

Upon motion of Senator Bason, the courtesies of the galleries are extended to the teachers and the students of the Huntsville School of Rockingham County.

Upon motion of Senator Moore, the courtesies of the lobby are extended to Jack Pate of Robeson County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Mr. and Mrs. Bill Lamb of Wilson County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Fuquay Springs School of Wake County.

Upon motion of Senator Ross, the courtesies of the lobby are extended to Frank Lynn and Oscar Adkins of McDowell County.

Upon motion of Senator Bason, the courtesies of the galleries are extended to the teachers and the students of the North End School of Caswell County.

Upon motion of Senator Stikeleather, H. B. 494, a bill to amend General Statutes 160-281.1 relating to validation of conveyances by cities, towns and school boards, is taken from the Committee on Education and re-referred to the Committee on Judiciary No. 1.

Upon motion of Senator Garriss, 800 additional copies of H. B. 121, a bill to establish minimum wages in North Carolina, are ordered reprinted.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Jolly, for the Committee on Local Government:

S. B. 251, a bill to authorize appropriations by the board of commissioners of Edgecombe County for industrial development and other purposes, with a favorable report.

H. B. 532, a bill to amend Chapter 286 of the Session Laws of 1953 relating to the compensation of the sheriff and deputy sheriff of Polk County, with a favorable report.

H. B. 552, a bill relating to the terms of office of the mayor and commissioners of the town of Winterville in Pitt County, with a favorable report.

H. B. 556, a bill to amend Chapter 169 of the Session Laws of 1955 relating to rural fire districts in Wake County, with a favorable report.

H. B. 560, a bill to authorize the coroner of Granville County to appoint a deputy coroner, with a favorable report.

House Committee Substitute for S. B. 38, a bill to provide for the continuity of local government in emergency, with a favorable report.

S. B. 246, a bill to amend Chapter 671 of the Session Laws of 1951 relating to the salary of the mayor of the city of Shelby, with a favorable report.

By Senator Rutledge, for the Committee on Public Health:

S. B. 113, a bill to amend Article 7 of Chapter 35 of the General Statutes relating to sterilization of grossly sexually delinquent persons, with an unfavorable report.

H. B. 110, a bill amending General Statutes 51-10 relating to the issuance of marriage licenses to persons suffering from tuberculosis, with a favorable report.

H. B. 116, a bill to amend General Statutes 106-369 relating to the purchase and resale of rabies vaccine and metal tags, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 227, a bill to fix the fees of the sheriff and other officers of Moore County, to provide for the appointment of deputies and their compensation, and the disposition of fees, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 231, a bill to fix the salary of the judge and the solicitor of the general county court of Duplin County, with a favorable report.

S. B. 232, a bill to reduce the number of jurors in the trial of criminal cases in the general county court of Duplin County and to fix the fees of all jurors in Duplin County at six dollars per day, with a favorable report.

S. B. 249, a bill to amend Chapter 306 of the Session Laws of 1953 relating to the compensation of office assistants and expenses of the sheriff of Edgecombe County, with a favorable report.

S. B. 250, a bill to amend General Statutes 156-133 relating to the compensation to be paid to auditors for drainage districts, with a favorable report.

H. B. 500, a bill fixing the compensation of the sheriff, the clerk of Superior Court, the tax collector, the register of deeds, and the accountant of Madison County and their deputies and assistants, with a favorable report, as amended.

H. B. 565, a bill to fix the salaries and allowances to be paid to the chairman and members of the board of county commissioners of Washington County and to be paid to the chairman and members of the board of education of Washington County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Thomason: S. B. 267, a bill amending General Statutes 153-9(12a) and General Statutes 153-48.5 so as to place Transylvania in the list of counties in which the board of county commissioners may fix the fees to be charged by county officers and the compensation of certain county officials and employees.

Referred to Committee on Salaries and Fees.

By Senator Bell: S. B. 268, a bill relative to the recognition of gain or loss upon receipt of divested stock pursuant to order enforcing the antitrust laws.

Referred to Committee on Judiciary No. 1.

By Senator Yow: S. B. 269, a bill to fix the salaries of certain officials and employees of New Hanover County.

Referred to Committee on Counties, Cities and Towns.

By Senator Yow: S. B. 270, a bill to repeal Chapter 426 of the Public Local Laws of 1919 relating to meter adjusters in New Hanover County.

Referred to Committee on Counties, Cities and Towns.

By Senator Yow: S. B. 271, a bill to amend Chapter 271 of the Public Local Laws of 1929 relating to the emergency and pension fund for law enforcement officers of New Hanover County.

Referred to Committee on Counties, Cities and Towns.

By Senator Yow: S. B. 272, a bill to amend Article 36 of Chapter 160 of the General Statutes so as to make the same applicable to New Hanover County.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 160, a bill to amend the first Paragraph of General Statutes 1-42 so as to provide an additional method of proving title, for concurrence in the House amendment.

Upon motion of Senator Currie, the bill is re-referred to the Committee on Judiciary No. 1.

H. B. 533, a bill to amend General Statutes 160-66 relating to tax levies for libraries in Polk County.

Referred to Committee on Finance.

S. B. 88, a bill to amend Chapter 166 of the General Statutes relating to civil defense, for concurrence in the House amendments.

Upon motion of Senator Jolly, the Senate concurs in the House amendments and the bill is ordered enrolled.

H. R. 624, a joint resolution accepting the invitation to the Governor, the Council of State, members of the General Assembly and others to visit Fort Bragg.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 625, a joint resolution honoring Davidson College on the inauguration of David Grier Martin as the College's thirteenth president.

Upon motion of Senator Bell, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 467, a bill to provide for the reorganization of the Mecklenburg County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal Section 55 of Chapter 366, Public Local Laws of 1939, as amended.

Upon motion of Senator Bell, the bill is placed upon the Calendar for Thursday, April 23, 1959.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 444, a bill to authorize and empower the governing body of the city of Salisbury to construct and install, or contract for the construction and installation of curbs and gutters on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved; and prescribing the procedure therefor, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

S. B. 210, a bill to authorize the board of commissioners of the town of Mooresville to appoint an assistant clerk of the recorder's court.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 242, a bill to amend General Statutes 7-127 relating to the trial of criminal cases by justices of the peace in Harnett County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 244, a bill to amend General Statutes 14-97 relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 245, a bill to amend General Statutes 14-335 relating to public drunkenness so as to make the same apply to Cleveland County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 420, a bill to provide for jury trials in justice of peace courts in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 438, a bill to amend General Statutes 7-70 relating to the terms of Superior Court in Henderson County.

Passes its second and third readings and is ordered enrolled.

H. B. 530, a bill to amend General Statutes 28-68 relating to the payment to the clerk of money owed to an intestate in Burke County.

Passes its second and third readings and is ordered enrolled.

H. B. 564, a bill to repeal H. B. 102 ratified February 27, 1959, relating to the form of financial statements of the city of Charlotte.

Passes its second and third readings and is ordered enrolled.

S. B. 155, a bill amending and rewriting certain Sections of Chapter 139 of the General Statutes relating to soil conservation districts so as to provide for the establishment of watershed improvement districts.

The amendments offered by the Committee, held to be material, are adopted.

Senator Hancock offers several amendments, held to be material, which are adopted.

The material amendments adopted constitute the first reading of the bill and the bill and amendments are placed on the second reading roll call Calendar.

S. B. 135, a bill to amend General Statutes 1-175 relating to the time within which application for continuance before term must be made.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 207, a bill to amend Chapter 53A-2 of the General Statutes relating to business development corporations so as to authorize such corporations to obtain loans from any financial institution and from certain Federal agencies.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 218, a bill to amend Chapter 52A of the General Statutes of North Carolina relating to the uniform reciprocal enforcement of support.

Upon motion of Senator Cooke, action on the bill is postponed until Thursday, April 23, 1959.

H. B. 61, a bill to amend General Statutes 1-597 relative to publication of legal notices in counties wherein no newspaper is published.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 397, a bill to amend General Statutes 48-21 to allow discretionary waiver by a court of adoption to the entry of the interlocutory decree and probationary period when the child is by blood a great grandchild of petitioner.

Passes its second and third readings and is ordered enrolled.

H. B. 493, a bill to amend General Statutes 51-18.1, relating to the correction of errors appearing in the returns or certificates of the officiating officers in recording marriage licenses.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

SIXTY-EIGHTH DAY

SENATE CHAMBER,
Thursday, April 23, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Reavis, the courtesies of the galleries are extended to the teachers and the students of the Crab Hill School of Wilkes County.

Upon motion of Senator Copeland, the courtesies of the galleries are extended to the teachers and the students of the Murfreesboro School of Hertford County.

Upon motion of Senator Rose, the courtesies of the galleries are extended to the teachers and the students of Williams Street School of Wayne County.

Upon motion of Senator Yow, the courtesies of the lobby are extended to Mr. and Mrs. Jesse Maye of New Hanover County.

Upon motion of Senator Andrews, the courtesies of the lobby are extended to Miss Nancy Lanier, daughter of Senator Lanier of Orange County.

The Chair grants leave of absence to Senator Hamilton for Friday, April 24, 1959.

Upon motion of Senator Williams, the courtesies of the galleries are extended to the teachers and the students of the Ridgecrest School of Stanly County.

Upon motion of Senator Bell, the courtesies of the galleries are extended to the teachers and the students of the G. H. Gunn School of Mecklenburg County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 624, a joint resolution accepting the invitation to the Governor, the Council of State, members of the General Assembly and others to visit Fort Bragg.

H. R. 625, a joint resolution honoring Davidson College on the inauguration of David Grier Martin as the college's thirteenth president.

S. B. 88, an act to amend Chapter 166 of the General Statutes, relating to civil defense.

S. B. 174, an act to amend General Statutes 51-6, relating to the solemnization of marriages.

S. B. 222, an act to regulate the construction of public and private swimming pools in the town of Lumberton in Robeson County.

H. B. 397, an act to amend General Statutes 48-21 to allow discretionary waiver by a court of adoption to the entry of the interlocutory decree and probationary period when the child is by blood a great grandchild of petitioner.

H. B. 420, an act to provide for jury trials in justice of peace courts in Mecklenburg County.

H. B. 438, an act to amend General Statutes 7-70, relating to the terms of Superior Court in Henderson County.

H. B. 475, an act to incorporate the town of Chocowinity in Beaufort County.

H. B. 493, an act to amend General Statutes 51-18.1, relating to the correction of errors appearing in the returns or certificates of the officiating officers in recording marriage licenses.

H. B. 521, an act relating to the issuance of warrants and receipts of justices of the peace in Columbus County.

H. B. 530, an act to amend General Statutes 28-68, relating to the payment to the clerk of money owed to an intestate in Burke County.

H. B. 564, an act to repeal H. B. 102 ratified February 27, 1959, relating to the form of financial statements of the city of Charlotte.

H. B. 579, an act to amend Chapter 122 of the General Statutes, relating to the State Hospital at Butner.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 426, a bill to authorize the board of commissioners of Davidson County to fix the fees to be charged by the register of deeds of Davidson County, with a favorable report.

H. B. 361, a bill to amend General Statutes 152-5 in respect to coroners fees in Richmond County, with a favorable report.

H. B. 359, a bill to authorize the board of county commissioners of Watauga County to fix the salaries of the sheriff and deputy sheriffs and to amend General Statutes 162-7, relating to fees to be charged by the sheriff in Watauga County, with a favorable report.

H. B. 434, a bill to amend Chapter 666 of the Session Laws of 1951, relating to the compensation of the mayor of the city of Winston-Salem, with a favorable report.

H. B. 435, a bill to amend General Statutes 153-9, relating to fees of county officers in Montgomery County, and General Statutes 153-48.3, relating to salaries of county officers in Montgomery County, with a favorable report.

H. B. 461, a bill to amend the Charter of the Town of Kernersville with respect to the compensation of the members of the governing body thereof, with a favorable report.

H. B. 470, a bill amending Chapter 642, Session Laws of 1957, relating to the salary of the sheriff, the register of deeds, the clerk of the Superior Court, and the accountant of Macon County, with a favorable report.

H. B. 519, a bill to fix the compensation of jurors in Vance County, with a favorable report.

H. B. 531, a bill amending General Statutes 2-26, relating to fees to be charged by the clerk of Superior Court of Burke County, with a favorable report.

By Senator Winslow, for the Committee on Wildlife:

H. B. 231, a bill to amend Chapter 113 of the General Statutes so as to permit fishing from highway bridges, with a favorable report, as amended.

S. B. 241, a bill to prohibit the taking of deer from public highways in Granville County, with a favorable report.

S. B. 258, a bill amending General Statutes 113-104, relating to the possession and sale of snares, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 248, a bill to make unlawful the fathering or giving birth to two or more illegitimate children, with a favorable report, as amended.

H. B. 479, a bill amending Article 8, Chapter 143 of the General Statutes, relating to public building contracts, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 240, a bill to amend Chapter 117 of the General Statutes to permit membership corporations to elect directors on staggered terms and to pay them for meetings attendance; to require that such corporations' terms of membership be reasonable and that applicants for membership not be arbitrarily denied; and to provide for domestication of out-of-state telephone membership corporations, with a favorable report.

S. B. 243, a bill to provide for the appointment of a special county attorney and to define his duties, with a favorable report, as amended.

Upon motion of Senator Medford, the bill is re-referred to the Committee on Public Welfare.

By Senator Kirkman, for the Committee on Finance:

S. B. 209, a bill permitting Columbus County to authorize bonds for school purposes in the maximum aggregate principal amount of one million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, with a favorable report, as amended.

S. B. 236, a bill to amend General Statutes 115-116 and General Statutes 115-119, relating to special tax elections for school purposes in Lincoln County, with a favorable report.

Upon motion of Senator Garrison, the bill is placed upon the Calendar.

H. B. 156, a bill to amend General Statutes 105-141 so as to exclude unemployment compensation from gross income for tax purposes, with a favorable report.

H. B. 255, a bill to authorize the commissioner of revenue to release the lien of State tax judgments upon real property under certain circumstances, with a favorable report.

H. B. 301, a bill to amend General Statutes 158-2, relating to the approval of voters for money appropriations by local governments, with a favorable report.

H. B. 338, a bill to provide for a required accounting by State highway patrolmen for subsistence allowances so as to bring such accounting within the purview of Section 1.162-17(b) of the regulations of the Internal Revenue Service, with a favorable report.

H. B. 367, a bill to amend General Statutes 153-9(40) and General Statutes 160-22 so as to authorize the city, county and joint planning boards to contract for and furnish technical assistance to one another, with a favorable report.

H. B. 276, a bill to amend General Statutes 153-9 so as to authorize the levy of a special tax in Beaufort County with respect to the veterans' service officer, the county accountant, the farm demonstration agent, and the home demonstration agent and validating acts thereunder, with a favorable report.

H. B. 412, a bill to amend General Statutes 105-422, relating to the barring of tax liens in Burke County, with a favorable report.

H. B. 469, a bill amending Chapter 306, Session Laws of 1951, relating to the barring of tax liens applicable to Warren County, with a favorable report.

H. B. 473, a bill to allow a discount for prepayment of ad valorem taxes in the town of Gibsonville, with a favorable report.

H. B. 474, a bill to amend Chapter 388 of the Public Local Laws of 1939, relating to the time and place for the advertisement and sale of land for taxes in the town of Gibsonville, with a favorable report.

H. B. 489, a bill authorizing and directing the board of commissioners of Hyde County to deposit in or transfer to the General Fund of the county all collections of delinquent taxes for the years prior to 1955, with a favorable report.

H. B. 523, a bill to amend General Statutes 153-9 so as to authorize the board of county commissioners of Hoke County to levy taxes to pay the salaries and office expenses of certain county employees, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Mercer: S. B. 273, a bill to require that notice be given to purchasers of house trailers under chattel mortgages on conditional sales contracts prior to repossession.

Referred to Committee on Judiciary No. 1.

By Senator Currie of Durham: S. B. 274, a bill to amend Chapter 160 of the General Statutes, relating to the condemnation and removal of unsafe buildings in the city of Durham in Durham County.

Referred to Committee on Judiciary No. 1.

By Senator Canipe: S. B. 275, a bill amending the Charter of the Town of Spruce Pine so as to authorize the commissioners of said town to fix the salary of the mayor at not more than fifty dollars per month and the commissioners at not more than twenty-five dollars per month each.

Referred to Committee on Local Government.

By Senator Rutledge: S. B. 276, a bill to authorize the installation and use of sirens and red lights on motor vehicles used by the sheriff and deputy sheriffs of Cabarrus County for law enforcement purposes.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 384, a bill to amend Article 2 of Chapter 39 of the General Statutes, relating to conveyances of real property by husband and wife.

Referred to Committee on Judiciary No. 1.

H. B. 439, a bill to exempt certain dealers in blank cartridge pistols and blank cartridges from privilege license taxes.

Referred to committee on Finance.

H. B. 456, a bill to amend General Statutes 160-2(3), relating to municipal cemeteries.

Referred to Committee on Counties, Cities and Towns.

H. B. 539, a bill to amend General Statutes 160-452, relating to the eligibility of voters in referendum for extension of corporate limits of the town of Atlantic Beach in Carteret County.

Referred to Committee on Counties, Cities and Towns.

H. B. 540, a bill to authorize the board of county commissioners of Carteret County to fix fees charged by county officials and to fix the number of salaried county employees and the compensation of county officials and employees.

Referred to Committee on Salaries and Fees.

H. B. 569, a bill to authorize the employment of a plumbing inspector in Wake County.

Referred to Committee on Counties, Cities and Towns.

H. B. 555, a bill to amend Chapter 2, Private Laws of 1925, to re-define the corporate limits of the town of Forest City in Rutherford County.

Upon motion of Senator Morgan of Cleveland, the bill is placed upon the Calendar.

H. B. 575, a bill to amend Chapter 526 of the Session Laws of 1945, relating to the Local Governmental Employees' Retirement System, so as to make the same applicable to Gates County.

Referred to Committee on Retirement, Employment Security.

H. B. 582, a bill to authorize the board of commissioners of Washington County to fix the fees and commissions which may be charged by the Register of Deeds of Washington County for the performance of any service or duty of his office as required by law.

Referred to Committee on Salaries and Fees.

H. R. 626, a joint resolution commending the members of the Committee of the North Carolina Bar Association on Improving and Expediting the Administration of Justice, and the members of the North Carolina Constitutional Commission for their devoted study and work on the many problems with which they have been confronted.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 661, a joint resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late W. Kerr Scott.

Upon motion of Senator Lanier, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 679, a bill to exclude certain real property from the corporate limits of the town of Conway in Northampton County.

Upon motion of Senator Copeland, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 236, a bill to amend General Statutes 115-116 and General Statutes 115-119, relating to special tax levies for school purposes in Lincoln County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—44.

H. B. 444, a bill to authorize and empower the governing body of the city of Salisbury to construct and install, or contract for the construction and installation of, curbs and gutters on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved; and prescribing the procedure therefor, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—44.

The bill is ordered enrolled.

H. B. 467, a bill to provide for the reorganization of the Mecklenburg County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal Section 55 of Chapter 366, Public Local Laws of 1939, as amended, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—44.

S. B. 227, a bill to fix the fees of the sheriff and other officers of Moore County, to provide for the appointment of deputies and their compensation, and the disposition of fees.

The substitute bill offered by the committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 231, a bill to fix the salary of the judge and the solicitor of the general county court of Duplin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 232, a bill to reduce the number of jurors in the trial of criminal cases in the general county court of Duplin County and to fix the fees of all jurors in Duplin County at six dollars per day.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 246, a bill to amend Chapter 671 of the Session Laws of 1951, relating to the salary of the mayor of the city of Shelby.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 249, a bill to amend Chapter 306 of the Session Laws of 1953, relating to the compensation of office assistants and expenses of the sheriff of Edgecombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 251, a bill to authorize appropriations by the board of commissioners of Edgecombe County for industrial development and other purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 500, a bill fixing the compensation of the sheriff, the clerk of Superior Court, the tax collector, the register of deeds, and the accountant of Madison County and their deputies and assistants.

The amendment offered by the committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 532, a bill to amend Chapter 286 of the Session Laws of 1953, relating to the compensation of the sheriff and deputy sheriff of Polk County.

Passes its second and third readings and is ordered enrolled.

H. B. 552, a bill relating to the terms of office of the mayor and commissioners of the town of Winterville in Pitt County.

Passes its second and third readings and is ordered enrolled.

H. B. 556, a bill to amend Chapter 169 of the Session Laws of 1955, relating to rural fire districts in Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 560, a bill to authorize the coroner of Granville County to appoint a deputy coroner.

Passes its second and third readings and is ordered enrolled.

H. B. 565, a bill to fix the salaries and allowances to be paid to the chairman and members of the board of county commissioners of Washington County and to be paid to the chairman and members of the board of education of Washington County.

Passes its second and third readings and is ordered enrolled.

S. B. 155, a bill amending and rewriting certain Sections of Chapter 139 of the General Statutes, relating to soil conservation districts so as to provide for the establishment of watershed improvement districts, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hancock, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow—42.

House Committee substitute for S. B. 38, a bill to provide for the continuity of local government in emergency.

Passes its second and third readings and is ordered enrolled.

S. B. 218, a bill to amend Chapter 52A of the General Statutes of North Carolina relating to the Uniform Reciprocal Enforcement of Support.

Upon motion of Senator Peel, action on the bill is postponed until Friday, April 24, 1959.

S. B. 250, a bill to amend General Statutes 156-133 relating to the compensation to be paid to auditors for drainage districts.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 110, a bill amending General Statutes 51-10 relating to the issuance of marriage licenses to persons suffering from tuberculosis.

Passes its second and third readings and is ordered enrolled.

H. B. 116, a bill to amend General Statutes 106-369 relating to the purchase and resale of rabies vaccine and metal tags.

Passes its second and third readings and is ordered enrolled.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Thursday, April 23, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to Joint Resolution 524, entitled "A Joint Resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late J. Melville Broughton," the House stands ready to receive the Senate in Joint Session at the hour of 8:00 p. m.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Morgan of Cleveland, the Senate recesses until 8:00 o'clock this evening to meet in Joint Session in the Hall of the House of Representatives for the purpose of accepting the portrait of the late J. Melville Broughton and upon dissolution of the Joint Session, the Senate adjourns to meet tomorrow morning at 11 o'clock.

EVENING SESSION

HOUSE OF REPRESENTATIVES,
Thursday, April 23, 1959.

The Senate meets in the Hall of the House of Representatives in Joint Session pursuant to Joint Resolution 524, a Joint Resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late J. Melville Broughton.

The Joint Session is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Dr. J. Clyde Turner of the Baptist Church, Raleigh, N. C.

The President recognizes J. Melville Broughton, III., and Harriet W. Broughton, grandchildren of former Governor Broughton; the grandchildren draw the curtain from the portrait in presenting it to the State of North Carolina on behalf of the family of Governor Broughton.

The President recognizes Associate Justice Emery B. Denny of the Supreme Court of North Carolina who delivers the following presentation address:

Mr. President, Mr. Speaker, Governor Hodges, members of the General Assembly, and friends of Governor Broughton:

I am honored to have the opportunity to talk to you on this occasion, and to have the high privilege on behalf of the family of Governor Broughton to present his portrait to the State of North Carolina. The portrait was painted by Mr. Joe King of Winston-Salem, a distinguished artist and a former member of the General Assembly from Forsyth County. We are glad indeed to have him with us tonight.

Joseph Melville Broughton, who was to become the State's thirty-first elected governor and the first Raleigh native to occupy the Governor's Mansion, was born November 17, 1888. His forbears came from England and settled in eastern North Carolina in Colonial times. The first member of his family came to Wake County more than a century ago. His father, for whom Broughton was named, was for many years head of J. M. Broughton and Company, a real estate firm. His father was a prominent Baptist layman, who, with his brother, Needham B. Broughton, organized the Tabernacle Baptist Church here in Raleigh, one of the leading Baptist churches in North Carolina.

Fortunately, young Broughton was given the opportunity to obtain an excellent education. He attended the public schools in Raleigh and graduated from Hugh Morson Academy. He then entered and graduated from Wake Forest College where he also studied law. He was admitted to the Bar in 1910. He then accepted the position as principal of Bunn High School in Franklin County, which position he held for two years; and was employed thereafter for a short time as a staff reporter on the Winston-Salem Journal. He continued his legal education at Harvard University before entering the practice of law in Raleigh in 1914. From that time until he became a member of the Senate of the United States on December 31, 1948, he practiced law continuously in Raleigh and nearby counties, except while he was governor.

It is not my purpose to undertake to give in detail all the accomplishments of Governor Broughton as a distinguished lawyer, citizen, and public official, but I shall refer to a number of them which particularly reveal his attitude toward public questions in which he was deeply concerned. If we refresh our minds by recalling what a man stood for, what he advocated and fought for as a citizen and as a public servant, we can readily understand what manner of man he was.

Broughton built and retained a lucrative law practice. He was an able and distinguished member of his profession. His common sense, his knowledge of the law, and his integrity, coupled with his ability as an advocate, won for him the respect and admiration of the members of the Bench and Bar, which is one of the most coveted achievements in the life of a lawyer. He was an experienced business man; in addition to his law practice, he had a financial interest in a number of firms and corporations, and, for many years, owned and operated an extensive farm near Raleigh.

Although he was a busy man, he took the time to assist in the development of the civic, political, and religious life of his community and State. He wanted to be a part of those useful organizations which depend upon the cooperation and support of public-minded citizens for their maintenance and the attainment of their objectives.

As proof of his interest in such activities, he served a term as president of the Raleigh Chamber of Commerce, and was a member of the Raleigh School Board for seven years. For more than twenty-eight years he was a trustee of the Olivia Raney Library in Raleigh, and he served as president of the Wake County and

the North Carolina Bar Associations. He was a trustee of Wake Forest College for thirty years; he was also a trustee of Shaw University for thirty-one years, during which time he served that institution as general counsel. From 1941 until his death, he was a trustee of the University of North Carolina. He helped organize and establish the Engineering Foundation at State College and served as its first president from October 14, 1944 until his death.

Broughton was not only a loyal churchman, he was a man of great faith. He demonstrated his love for his church and his faith in God by giving of his substance, his efforts and his time to his church. He served as superintendent of the Tabernacle Baptist Sunday School from 1913 until 1941. In addition to his duties as Sunday School superintendent, he taught a Men's Bible class in his church for nearly twenty-five years.

The aggregate of the services he rendered to the organizations and institutions I have just enumerated totals more than one hundred and fifty years—services for which his only reward was his sense of pride and satisfaction in the giving of his services to aid in the growth and development of those agencies and institutions.

It is not strange or unusual that a man who possessed the ability, the character, and the qualities of leadership demonstrated by Broughton, should be chosen for a place of political leadership by the people of his State. As the nominee of the Democratic Party for governor, in 1940, he made a vigorous fight, not only for the nominees on the Democratic ticket for the State and local offices, but for President Roosevelt in his bid for a third term.

In view of world conditions at that time, and the opposition to a third term, many of the political leaders of the State felt that the Democratic majority would be very small. In this State, in 1940, a rather formidable and well financed organization, consisting of Democrats, was created to support the Republican nominee for President. Many Democrats felt that the Democratic nominee for governor should denounce this organization, but Broughton did not share this view. He felt it was for the best interest of the party and for the people of North Carolina not to inject any bitterness into the campaign, or to say or do anything that might estrange these voters in future elections. His decision proved to be a wise one. President Roosevelt received the largest majority ever given to a candidate for the presidency of the United States by the people of North Carolina, and Broughton received the largest majority ever given a candidate for governor in the history of this State.

Broughton served as a member of the State Senate in 1927 and 1929. In the 1929 session he introduced and sponsored the Australian Ballot Act; and served as chairman of the Joint Committee of the House and Senate, which drafted our present Workmen's Compensation Act. While he was a member of the State Senate he tried unsuccessfully to get the public school term increased from six to eight months. However, when he became governor the term had been extended to eight months; whereupon, he recommended that it be further extended to nine months and that the twelfth grade be added. The General Assembly adopted both recommendations. Likewise, under his leadership, equalization of the salaries of white and colored teachers was fully effectuated.

Many of the educational leaders of the State said during the Broughton administration that he had done more for education in North Carolina than any governor since Aycock.

Governor Broughton recommended to the General Assembly in 1941 an appropriation of \$100,000 for each year of the biennium, to aid in the establishment

and maintenance of public libraries in the State. The appropriation was made and has been increased from time to time. These appropriations have made it possible to extend county-wide library service, which existed in only twenty-eight counties in 1940, to ninety-four counties at the present time.

It was apparent by the time Broughton assumed his duties as governor that the United States was to become the "Arsenal of Democracy"; before the end of his first year in office our country had been attacked at Pearl Harbor. Naturally, our State government was called upon to assume an important part in the war effort and to organize for Civilian Defense. North Carolina was compelled to reduce her program of construction and expansion to a minimum.

But, notwithstanding the additional duties he had to assume as a war governor, Broughton did not neglect his legislative program. During the primary and general election campaigns, he told the people of North Carolina that it would be necessary to retain the sales tax in order to meet the obligations of the State; but, in conformity with previous pledges of his party, he committed himself to the removal of the sales tax on food for home consumption. The General Assembly promptly carried out his recommendation in this respect. He likewise committed himself to the establishment of a retirement plan for all State employees, including teachers; an increase in compensation for teachers; increased appropriations for the mental institutions of the State, and for the consolidation of the management of the mental institutions under a single board of directors; he also requested and obtained increased aid to agriculture, and a more adequate health program.

He inaugurated and championed the program that led to the creation of our Medical Care Commission and Good Health Program, to provide more hospitals for the people of the State, for training more doctors and nurses and medical technicians, and for the expansion of the two-year Medical School at Chapel Hill into a four-year Medical School. This constituted one of the major achievements of the Broughton administration. Many outstanding citizens of the State were actively interested in this program and rendered conspicuous service in procuring its adoption. There were others, however, who opposed it, and at times the opposition was not only formidable but intensely bitter.

It is safe to say that had it not been for Governor Broughton's effective and aggressive leadership at that crucial time, the program might have been indefinitely delayed and as yet unfulfilled. It is a source of pride that this program has been firmly established and expanded under the leadership of his successors.

A fine spirit of cooperation existed between Governor Broughton and the members of the General Assembly in 1941 and 1943. As a result of this cooperation, all of the major recommendations made by Governor Broughton to the General Assembly, without a single exception, were approved and the necessary legislation enacted to carry out his recommendations, including the reapportionment of the House and redistricting the Senatorial districts.

By reason of reduced expenditures for the normal expansion of State activities on the one hand, and increased business activity growing out of war conditions on the other, the State's revenue was unexpectedly large during the Broughton administration. By the end of the fiscal year ending June 30, 1944, the State's surplus, exclusive of the Highway surplus, was nearly \$58,000,000—more than \$7,000,000 in excess of the amount necessary to retire the General Fund indebtedness of the State. In January 1945, when his successor took the oath of office, there was more surplus money in the State Treasury than had ever been before.

Broughton was extremely fortunate in his family life. On December 14, 1916, he married Miss Alice Harper Willson. Through the years she was a tremendous asset as well as an inspiration to her husband. Mrs. Broughton is one of the most attractive and charming women ever to grace our Executive Mansion as First Lady. While she served as First Lady, the Executive Mansion was the center of extensive entertaining. Many distinguished visitors to North Carolina, as well as representatives of patriotic, civic, business, social, and religious groups, including many servicemen and women, were the recipients of the warm hospitality of the Broughtons. We are delighted to have Mrs. Broughton and her four fine children with us tonight, two of whom, Melville, Jr., and Robert, are following in the footsteps of their distinguished father as prominent members of the Wake County Bar.

Governor Broughton was one of the ablest public speakers in North Carolina in his generation. During his term of office he was invited twice to address the National Governors' Conference and was invited to address several regional conferences of governors. His reputation as a public speaker spread far beyond his native State. During the last seven or eight years of his life he was invited to address Democratic Conventions, Chambers of Commerce, Bar Associations, Farmers' Conventions, Manufacturers' Associations, and similar groups in fifteen or twenty states. Governor Broughton was the first Southerner to speak at Gettysburg on a Memorial Day from the spot where Lincoln delivered his famous Gettysburg address. Copies of his speech on that occasion, May 30, 1944, have been preserved in the Archives of the State of Pennsylvania and in the Archives of the Gettysburg Battlefield Commission.

Broughton had a fine sense of humor and was a superb storyteller. In June 1941, he spoke at the annual meeting of the North Carolina Building and Loan League at Myrtle Beach, South Carolina. He said, "I am here really in fulfillment of a promise I made, it must have been a year ago, almost following the last session of your body. (Your diligent * * * executive secretary was so insistent) even before I was elected governor he had my promise to come here. Of course, I would promise anything then. I was considered North Carolina's most promising man, last year. They even tell on me that in church on one occasion a young lady sang that appropriate song, at a wedding, 'Oh, Promise Me,' and I rose and said, 'Certainly, madam'."

He liked to tell the story of an actual incident that occurred on one occasion while he was governor. A delegation of Negroes, citizens from Greensboro, called on him, having with them a man who had been sentenced to prison for some eight months and they wanted him "excused" from the sentence. They undertook to make out a case that would justify a pardon, which they did with great skill. In order to show that they were not the kind of men who condoned crime, the chairman of the delegation, who was a prominent Negro Episcopal minister, gave the church affiliation of each member as he presented them: the first was chairman of the Board of Stewards of the Methodist Church; the next was an Elder in the Presbyterian Church; another a Vestryman in the Episcopal Church, and so on. When he had finished, Governor Broughton said, "Reverend, that's a very fine showing that you made, but you know, I'm a Baptist, and I observe that you haven't presented in your delegation a member of the Baptist Church." The Episcopal minister said, "Oh, your Honor, the prisoner is a Baptist."

He never used his sense of humor or his stories at the expense of the serious portions of his messages. He had the rare ability to use his stories in such manner as to illustrate and emphasize the points he wanted to make.

Governor Broughton looked forward to the postwar era with high hope and with the firm conviction that America and her allies would win World War II, and that America would take her rightful place in world leadership, if we did not succumb to reaction. On July 7, 1944, in speaking before the Executives Club of Chicago, he said: "The hope of America and of democracy lies in progress and not in reaction. Retrenchment where necessary must be made. But it must not be retrenchment or reaction that fixes the hopes and aspirations of mankind in molds of the past. Free enterprise in America must be restored and preserved. It must be free to grow but not to monopolize; free to expand but not to exploit either labor or the public. * * * Fear, pessimism, small-mindedness, isolationism, and planning merely for things as they were will lead only to reaction, depression, and defeat. But a courageous America, animated by the heroic achievements of these stirring days, will be able to translate the exalted spirit of victorious war into the sustaining strength of a greater America. Such an America, cooperating fully with the other nations of good will in the honest and determined purpose to preserve peace, can and must lead in the effort toward a better and happier world."

As evidence of the esteem in which Governor Broughton was held by the members of his party in North Carolina, he was unanimously endorsed by the Democratic State Convention in 1944 for nominee for Vice President of the United States. He was nominated for that position at the Democratic National Convention in Chicago. He was given the solid support of the North Carolina delegation; and of the sixteen nominees for Vice President, Broughton stood sixth on the first ballot.

At the time of Senator Broughton's death, sixteen members of the United States Senate had been governors of their respective states while Broughton was governor of North Carolina. Among these was Senator O'Connor of Maryland. On March 7, 1949, the day after Senator Broughton died, Senator O'Connor, in the Senate of the United States, among other things, said: "From the first day of contact with J. Melville Broughton, shortly after his accession to the governorship of his great State in 1941, I was deeply impressed with his outstanding personal and official qualifications. His devotion to the public interests, his thorough knowledge of the law, combined with the eminent good sense of his interpretation of the statutes; his remarkable grasp of the problems of agriculture, of business, and of industry, in all of which he had wide experience; his high ideals both as to the purpose and aims of government and, even more particularly as to his own life and conduct, set him apart, in my mind, as a gentleman whose friendship would be a true treasure and whose consultations and advice would ever furnish a sure guide.

"As an indication of the deep impression which Senator Broughton made upon representatives from every section of the country, this instance may be cited: During a session of the governors' conferences, attended by more than 40 of the chief executives of the states of the Union, an outstanding governor of one of the largest states, who happened to be of a different political affiliation from the governor of North Carolina, asserted that if a poll were taken among the chief executives as to the one for whom the highest regard was entertained by all present, that choice would be the then Governor Broughton."

It was my privilege to be intimately associated with Governor Broughton during his primary campaign in 1940, the general election in the Fall of that year, and as Executive Counsel during the General Assembly of 1941. These contacts, as well as many others, led me not only to have a warm, personal affection for

him as a friend, but to admire and respect him for his ability, his statesmanship, and his comprehensive grasp of the problems and needs of the State.

The people of North Carolina take peculiar pride in the office of governor. They believe that when they elect a man to that office, they have given him the highest honor that is within their power to bestow. Therefore, they confidently expect of him the highest qualities of leadership and unreserved devotion to those principles and ideals which are for the best interest of the State and her people. When measured by these high standards of excellence, I respectfully submit that Joseph Melville Broughton merits the affection and gratitude of the people of North Carolina for his outstanding leadership and achievements during his term as governor of our beloved State; and that he earned for himself a high and honored place among that galaxy of distinguished North Carolinians, who have served this State so ably and effectively as chief executives in our day and generation.

The President recognizes His Excellency, Luther Hartwell Hodges, Governor of North Carolina, who accepts the portrait on behalf of the State of North Carolina in a brief acceptance address.

The President recognizes and introduces Mrs. J. Melville Broughton, wife of the late Governor, Miss Alice Broughton, daughter, J. Melville Broughton, Jr., Robert B. Broughton and Woodson H. Broughton, all sons of former Governor Broughton.

The President recognizes Rev. B. Daniel Sapp of Christ Episcopal Church, Raleigh, North Carolina, who gives the Benediction.

The President announces that the Joint Session is dissolved, and pursuant to a motion heretofore made by Senator Morgan of Cleveland, the Senate stands adjourned to meet tomorrow morning at 11 o'clock.

SIXTY-NINTH DAY

SENATE CHAMBER,
Friday, April 24, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Simpkins, the courtesies of the lobby are extended to Charles Byrum of Craven County.

Upon motion of Senator Ross, the courtesies of the galleries are extended to the teachers and the students of the Pleasant Garden School of McDowell County.

Upon motion of Senator Davis, the courtesies of the floor are extended to former Senator Calvin Graves of Forsyth County.

Upon motion of Senator Kesler, the courtesies of the galleries are extended to the teachers and the students of the China Grove School of Rowan County.

Upon motion of Senator Henkel, the courtesies of the lobby are extended to John M. Currie of Moore County, brother of Senator Currie of Moore County.

Upon motion of Senator Bell, the courtesies of the galleries are extended to the teachers and the students of the Wilson Junior High School of Mecklenburg County.

Upon motion of Senator Currie of Moore, the courtesies of the galleries are extended to the teachers and the students of the Southern Pines School of Moore County.

Upon motion of Senator Bason, the courtesies of the lobby are extended to Mrs. A. Yancey Kerr and Mrs. Henry Kendall of Wake County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 626, a joint resolution commending the members of the Committee of the North Carolina Bar Association on Improving and Expediting the Administration of Justice, and the members of the North Carolina Constitutional Commission for their devoted study and work on the many problems with which they have been confronted.

H. R. 661, a joint resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late W. Kerr Scott.

S. B. 38, an act to provide for the continuity of local government in emergency.

H. B. 61, an act to amend General Statutes 1-597, relative to publication of legal notices in counties wherein no newspaper is published.

H. B. 110, an act amending General Statutes 51-10, relating to the issuance of marriage licenses to persons suffering from tuberculosis.

H. B. 116, an act to amend General Statutes 106-369, relating to the purchase and resale of rabies vaccine and metal tags.

H. B. 444, an act to authorize and empower the governing body of the city of Salisbury to construct and install, or contract for the construction and installation of, curbs and gutters on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved; and prescribing the procedure therefor.

H. B. 532, an act to amend Chapter 286 of the Session Laws of 1953, relating to the compensation of the sheriff and deputy sheriff of Polk County.

H. B. 552, an act relating to the terms of office of the mayor and commissioners of the town of Winterville in Pitt County.

H. B. 556, an act to amend Chapter 169 of the Session Laws of 1955, relating to rural fire districts in Wake County.

H. B. 560, an act to authorize the coroner of Granville County to appoint a deputy coroner.

H. B. 565, an act to fix the salaries and allowances to be paid to the chairman and members of the board of county commissioners of Washington County and to be paid to the chairman and members of the board of education of Washington County.

H. B. 679, an act to exclude certain real property from the corporate limits of the town of Conway in Northampton County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 271, a bill to amend Chapter 271 of the Public Local Laws of 1929, relating to the Emergency and Pension Fund for law enforcement officers of New Hanover County, with a favorable report.

S. B. 272, a bill to amend Article 36 of Chapter 160 of the General Statutes so as to make the same applicable to New Hanover County, with a favorable report.

H. B. 362, a bill relating to the appointment and compensation of certain officials and employees of Richmond County, with a favorable report.

H. B. 456, a bill to amend General Statutes 160-2(3), relating to municipal cemeteries, with a favorable report.

H. B. 486, a bill repealing Section 2 of Chapter 275, Public Local Laws of 1931, as rewritten, and Section 3 of Chapter 4, Public Local Laws of 1935, so as to place the constable of Asheville Township on a fee basis after the first Monday in December, 1960, with a favorable report.

H. B. 520, a bill to amend Chapter 282, Private Laws of 1911, to re-define the corporate limits of the town of Lake Waccamaw in Columbus County, with a favorable report.

H. B. 539, a bill to amend General Statutes 160-452, relating to the eligibility of voters in referendum for extension of corporate limits of the town of Atlantic Beach in Carteret County, with a favorable report.

H. B. 547, a bill to amend Chapter 220 of the Session Laws of 1953, relating to the charter of the town of Kill Devil Hills in Dare County, with a favorable report.

H. B. 551, a bill to amend Chapter 321, Private Laws of 1893, to re-define the corporate limits of the town of Everetts in Martin County, with a favorable report.

H. B. 554, a bill to provide for the allocation of delinquent taxes collected by Warren County, with a favorable report.

H. B. 569, a bill to authorize the employment of a plumbing inspector in Wake County, with a favorable report.

S. B. 269, a bill to fix the salaries of certain officials and employees of New Hanover County, with a favorable report.

S. B. 270, a bill to repeal Chapter 426 of the Public Local Laws of 1919, relating to meter adjusters in New Hanover County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Frink and Yow: S. B. 277, a bill to amend Article 36 of sub-Chapter 5 of Chapter 105 of the General Statutes relating to gasoline tax so as to provide that the rebates provided for commercial fishermen shall be paid over to a fund for the stabilization and improvement of inlets, sounds and rivers.

Referred to Committee on Conservation and Development.

By Senator Frink: S. B. 278, a bill to amend Chapter 4 of the Session Laws of 1949, relating to the corporate limits of the town of Shallotte so as to correct a mistake set out in the description of the corporate limits of said town.

Referred to Committee on Judiciary No. 1.

By Senator Jordan: S. B. 279, a bill to provide for the inclusion of the Eastern (Greek) Orthodox Church as a major faith where the names of other major faiths are used.

Referred to Committee on Judiciary No. 2.

By Senator Blackburn: S. B. 280, a bill authorizing the transfer to the General Fund of Vance County of any delinquent taxes hereafter collected for the retirement of the Townsville Township Railroad Bonds.

Referred to Committee on Finance.

By Senator Blackburn: S. B. 281, a bill to provide for appeals from attachments as for contempt by certiorari.

Referred to Committee on Judiciary No. 1.

By Senators Stikeleather and Kirkman: S. B. 282, a bill appropriating to the State Board of Education ten million dollars for the second year of the 1959-1961 biennium in order to carry out the purposes of the Act creating a School Incentive Fund.

Referred to Committee on Appropriations.

By Senators Stikeleather and Kirkman: S. B. 283, a bill amending Chapter 115 of the General Statutes so as to provide for a School Incentive Fund as a supplement to the current expense outlay school funds of the several counties of the State.

Referred to Committee on Education.

By Senator Thomas: S. B. 284, a bill relating to the revocation of suspension of motor vehicle licenses for failure to satisfy judgment.

Referred to Committee on Judiciary No. 1.

By Senator Thomas: S. B. 285, a bill relating to the terms of office and election of the board of county commissioners of Union County.

Referred to Committee on Local Government.

By Senator Shelton: S. B. 286, a bill to fix the fees, costs and commissions to be charged and collected by the clerk of the Superior Court of Edgecombe County Recorder's Court.

Referred to Committee on Salaries and Fees.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 60, a bill to authorize the board of county commissioners of Halifax County to levy a tax upon the property of Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated," a non-profit, charitable organization, for concurrence in the House amendment.

Upon motion of Senator Crew, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 196, a bill to amend General Statutes 163-172 so as to make elected officers and candidates ineligible to serve as markers; and to amend General Statutes 163-182 so as to require watchers to be qualified electors of the precinct for which they are appointed.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 283, a bill to amend Chapter 58, Article 22, relating to reserve valuation and nonforfeiture benefits of life insurance policies.

Referred to Committee on Insurance.

H. B. 512, a bill to amend General Statutes 47-51 of the General Statutes, relating to seal omitted from official deeds.

Referred to Committee on Judiciary No. 1.

H. B. 538, a bill to amend Chapter 255, Private Laws of 1927, to provide for the extension of the corporate limits of the town of Newport in Carteret County.

Referred to Committee on Counties, Cities and Towns.

H. B. 549, a bill to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Cabarrus County.

Referred to Committee on Judiciary No. 2.

H. B. 559, a bill to increase the number of deputy sheriffs in Wilkes County, to fix their salaries, and for other purposes.

Referred to Committee on Salaries and Fees.

H. B. 570, a bill to amend Section 143-135 of the General Statutes, relating to public building contracts to regulate the construction of school buildings in Moore County.

Referred to Committee on Education.

H. B. 576, a bill to amend Chapter 641 of the Session Laws of 1949, relating to the charter of the city of Monroe, to extend the corporate limits of said city and to extend the jurisdiction of the peace officers of said city.

Referred to Committee on Local Government.

H. B. 577, a bill to amend General Statutes 105-311, relative to the time for listing property for ad valorem taxation.

Referred to Committee on Finance.

H. B. 586, a bill relating to collection of wine and beer license taxes in Franklin County.

Referred to Committee on Finance.

H. B. 602, a bill amending General Statutes 115-70 so as to authorize the Polk County Board of Education to appoint a separate committee of five for the new consolidated high school district recently created in the Polk County Administrative Unit.

Referred to Committee on Education.

H. B. 607, a bill relating to the terms of the Superior Court of Chatham County.

Referred to Committee on Courts and Judicial Districts.

H. R. 680, a joint resolution of respect to the memory of the Honorable John J. Parker.

Upon motion of Senator Bell, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 693, a bill relating to notice of special terms of the Superior Court.

Upon motion of Senator Blackburn, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 236, a bill to amend General Statutes 115-116 and General Statutes 115-119, relating to special tax elections for school purposes in Lincoln County, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Peel, Reavis, Rose, Ross, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—42.

The bill is ordered sent to the House of Representatives.

H. B. 467, a bill to provide for the reorganization of the Mecklenburg County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal Section 55 of Chapter 366, Public Local Laws of 1939, as amended, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Peel, Reavis, Rose, Ross, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—42.

The bill is ordered enrolled.

S. B. 186, a bill extending the corporate limits of the city of High Point and amending the charter of said city with reference to the corporate limits of said city.

Upon motion of Senator Kirkman, action on the bill is postponed until May 1, 1959.

S. B. 209, a bill permitting Columbus County to authorize bonds for school purposes in the maximum aggregate principal amount of one million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill passes its second reading by roll call vote, ayes 42, noes 0 as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Peel, Reavis, Rose, Ross, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—42.

H. B. 276, a bill to amend General Statutes 153-9 so as to authorize the levy of a special tax in Beaufort County with respect to the veterans service officer, the county accountant, the farm demonstration agent, and the home demonstration agent and validating acts thereunder, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Peel, Reavis, Rose, Ross, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—42.

H. B. 523, a bill to amend General Statutes 153-9 so as to authorize the board of county commissioners of Hoke County to levy taxes to pay the salaries and office expenses of certain county employees (Montgomery), upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Peel, Reavis, Rose, Ross, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—42.

H. B. 555, a bill to amend Chapter 2, Private Laws of 1925, to redefine the corporate limits of the town of Forest City in Rutherford County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Peel, Reavis, Rose, Ross, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—42.

S. B. 241, a bill to prohibit the taking of deer from public highways in Granville County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 359, a bill to authorize the board of county commissioners of Watauga County to fix the salaries of the sheriff and deputy sheriffs and to amend General Statutes 162-7, relating to fees to be charged by the sheriff in Watauga County.

Passes its second and third readings and is ordered enrolled.

H. B. 361, a bill to amend General Statutes 152-5 in respect to coroner's fee in Richmond County.

Passes its second and third readings and is ordered enrolled.

H. B. 412, a bill to amend General Statutes 105-422, relating to the barring of tax liens in Burke County.

Passes its second and third readings and is ordered enrolled.

H. B. 426, a bill to authorize the board of commissioners of Davidson County to fix the fees to be charged by the register of deeds of Davidson County.

Passes its second and third readings and is ordered enrolled.

H. B. 434, a bill to amend Chapter 666 of the Session Laws of 1951, relating to the compensation of the mayor of the city of Winston-Salem.

Passes its second and third readings and is ordered enrolled.

H. B. 435, a bill to amend General Statutes 153-9, relating to fees of county officers in Montgomery County, and General Statutes 153-48.3, relating to salaries of county officers in Montgomery County.

Passes its second and third readings and is ordered enrolled.

H. B. 461, a bill to amend the Charter of the Town of Kernersville with respect to the compensation of the members of the governing body thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 469, a bill amending Chapter 306, Session Laws of 1951, relating to the barring of tax liens applicable to Warren County.

Passes its second and third readings and is ordered enrolled.

H. B. 470, a bill amending Chapter 642, Session Laws of 1957, relating to the salary of the sheriff, the register of deeds, the clerk of the Superior Court, and the accountant of Macon County.

Passes its second and third readings and is ordered enrolled.

H. B. 473, a bill to allow a discount for prepayment of ad valorem taxes in the town of Gibsonville.

Passes its second and third readings and is ordered enrolled.

H. B. 474, a bill to amend Chapter 388 of the Public Local Laws of 1939, relating to the time and place for the advertisement and sale of land for taxes in the town of Gibsonville.

Passes its second and third readings and is ordered enrolled.

H. B. 489, a bill authorizing and directing the board of commissioners of Hyde County to deposit in or transfer to the General Fund of the county all collections of delinquent taxes for the years prior to 1955.

Passes its second and third readings and is ordered enrolled.

H. B. 519, a bill to fix the compensation of jurors in Vance County.

Passes its second and third readings and is ordered enrolled.

H. B. 531, a bill amending General Statutes 2-26, relating to fees to be charged by the clerk of Superior Court of Burke County.

Passes its second and third readings and is ordered enrolled.

S. B. 155, a bill amending and rewriting certain Sections of Chapter 139 of the General Statutes, relating to soil conservation districts so as to provide for the establishment of watershed improvement districts, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Canipe, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Peel, Reavis, Rose, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—40.

The bill is ordered engrossed.

H. B. 367, a bill to amend General Statutes 153-9(40) and General Statutes 160-22 so as to authorize the city, county, and joint planning boards to contract for and furnish technical assistance to one another, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Canipe, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Peel, Reavis, Rose, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—40.

S. B. 218, a bill to amend Chapter 52A of the General Statutes of North Carolina, relating to the Uniform Reciprocal Enforcement of Support.

Senator Peel offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 240, a bill to amend Chapter 117 of the General Statutes to permit membership corporations to elect directors on staggered terms and to pay them for meetings attendance; to require that such corporations' terms of membership be reasonable and that applicants for membership not be arbitrarily denied; and to provide for domestication of out-of-state telephone membership corporations.

Senator Jolly offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 248, a bill to make unlawful the fathering or giving birth to two or more illegitimate children.

Upon motion of Senator Crew, action on the bill is postponed until Tuesday, April 28, 1959.

S. B. 258, a bill amending General Statutes 113-104, relating to the possession and sale of snares.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 156, a bill to amend General Statutes 105-141 so as to exclude unemployment compensation from gross income for income tax purposes.

Upon motion of Senator Monroe, the bill is re-referred to the Committee on Judiciary No. 1.

H. B. 231, a bill to amend Chapter 113 of the General Statutes so as to permit fishing from highway bridges.

The amendments offered by the Committee are adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 255, a bill to authorize the commissioner of revenue to release the lien of State tax judgments upon real property under certain circumstances.

Passes its second and third readings and is ordered enrolled.

H. B. 301, a bill to amend General Statutes 158-2, relating to the approval of voters for money appropriations by local governments.

Passes its second and third readings and is ordered enrolled.

H. B. 338, a bill to provide for a required accounting by State highway patrolmen for subsistence allowances so as to bring such accounting within the purview of Section 1.162-17(b) of the regulations of the Internal Revenue Service.

Passes its second and third readings and is ordered enrolled.

H. B. 479, a bill amending Article 8, Chapter 143 of the General Statutes, relating to public building contracts.

Senator Stikeleather offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 693, an act relating to notice of special terms of the Superior Court.

Upon motion of Senator Hancock, the Senate adjourns in honor of the memory of United States Judge John J. Parker, of Mecklenburg County, to meet tomorrow morning at 10 o'clock, at which time only Public Local Bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

SEVENTIETH DAY

SENATE CHAMBER,
Saturday, April 25, 1959.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of

Cleveland the Principal Clerk, S. Ray Byerly calls Senator Reavis to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lanier for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Lanier, the Senate adjourns to meet Monday evening at 8 o'clock.

SEVENTY-FIRST DAY

SENATE CHAMBER,

Monday, April 27, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Andrews, the courtesies of the lobby are extended to Mrs. Crystal Morgan, Miss Lucille Byrd of Chatham County, and Debby Lou Matthews is made an honorary page of the Senate.

Upon motion of Senator Lanier, the courtesies of the lobby are extended to Samuel D. Morgan of Wake County.

Upon motion of Senator Kirkman, the courtesies of the lobby are extended to Amos R. Kearns of Guilford County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Frances Lacey School of Wake County.

Upon motion of Senator Currie of Durham, the courtesies of the lobby are extended to H. C. Kenneth of Durham County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Mrs. Gus Pritchard of Nash County.

Upon motion of Senator Morgan of Cleveland, the courtesies of the lobby are extended to Max Watson of Cleveland County.

Upon motion of Senator Currie of Moore, the courtesies of the lobby are extended to Voyt Gilmore of Moore County.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 218, a bill to amend Chapter 52A of the General Statutes of North Carolina, relating to the Uniform Reciprocal Enforcement of Support.

S. B. 240, a bill to amend Chapter 117 of the General Statutes to permit membership corporations to elect directors on staggered terms and to pay them for meeting attendance; to require that such corporations' terms of membership be reasonable and that applicants for membership not be arbitrarily denied; and to provide for domestication of out-of-State telephone membership corporations.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Blackburn: S. B. 287, a bill to extend the power of arrest to officers and men of units of the National Guard in certain emergencies.

Referred to Committee on Judiciary No. 1.

By Senator Morgan of Cleveland: S. B. 288, a bill relating to the election of county board of commissioners for Cleveland County.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 51, a bill to amend General Statutes 35-3, relating to certificates from hospitals for the insane.

Referred to Committee on Mental Institutions.

H. B. 76, a bill to amend the law relating to primary elections for the purpose of providing a method of filling the vacancy where a candidate dies before a primary election is held.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 161, a bill to provide a method for creating the right of survivorship in bank deposits.

Referred to Committee on Judiciary No. 2.

H. B. 310, a bill relative to the taxation of dry cleaning and laundry plants and solicitors of dry cleaning and laundry work.

Referred to Committee on Finance.

H. B. 491, a bill to amend General Statutes 160-176, relating to changes in zoning ordinances by municipalities.

Referred to Committee on Judiciary No. 2.

H. B. 522, a bill to amend Chapter 143 of the General Statutes, relating to the membership, powers, and duties of the North Carolina State Ports Authority.

Referred to Committee on Judiciary No. 2.

H. B. 527, a bill to amend Chapter 90 of the General Statutes, relating to the practice of optometry.

Referred to Committee on Judiciary No. 1.

H. B. 528, a bill to amend Chapter 90 of the General Statutes, relating to the practice of optometry.

Referred to Committee on Judiciary No. 1.

H. B. 529, a bill to amend Chapter 90 of the General Statutes, relating to the practice of optometry.

Referred to Committee on Judiciary No. 1.

H. B. 567, a bill to amend General Statutes 20-116, sub-Section (d), relating to the length of motor vehicles.

Referred to Committee on Public Roads.

H. B. 568, a bill to convey the State's interest on a tract of land used by Saint Ambrose Episcopal Church for religious purposes.

Referred to Committee on Counties, Cities and Towns.

H. B. 572, a bill amending Article 9 of Chapter 115 of the General Statutes authorizing the establishment of school capital outlay reserve funds.

Referred to Committee on Finance.

H. B. 589, a bill to amend General Statutes 7-54, relating to special judges of the Superior Court.

Referred to Committee on Courts and Judicial Districts.

H. B. 611, a bill authorizing the board of county commissioners of Graham County to transfer the sum of three thousand dollars from the Debt Service Fund to the General Fund of the county.

Referred to Committee on Counties, Cities and Towns.

H. B. 612, a bill to authorize the Charlotte and Mecklenburg School Boards to co-operate with other agencies in providing recreational facilities in Charlotte and Mecklenburg County.

Referred to Committee on Counties, Cities and Towns.

H. B. 633, a bill to amend General Statutes 9-19, relating to the exemption of firemen from jury duty in Wayne County.

Referred to Committee on Judiciary No. 2.

H. B. 648, a bill authorizing the board of county commissioners of Mecklenburg County to adopt by resolution the county manager form of government.

Referred to Committee on Counties, Cities and Towns.

H. B. 653, a bill amending Chapter 1227 of the 1953 Session Laws, entitled "An act to authorize the county commissioners of each county in this State to fix the salaries or other compensation of all elective and appointive county officials and employees drawing compensation from said counties," and as heretofore amended.

Referred to Committee on Judiciary No. 1.

H. B. 654, a bill to authorize appropriations by the board of commissioners of Catawba County, for industrial development and other purposes.

Referred to Committee on Appropriations.

H. B. 657, a bill to require persons, firms and corporations to furnish, upon request of the register of deeds of Washington County, blank copies of sales contracts, retain title contracts, mortgages and all other forms of instruments used by said persons, firms and corporations in the transaction of their business and which are recorded in the office of the register of deeds.

Referred to Committee on Counties, Cities and Towns.

H. B. 658, a bill relating to the location of new cemeteries in or within one mile of the corporate limits of the town of Brevard in Transylvania County.

Referred to Committee on Local Government.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 209, a bill permitting Columbus County to authorize bonds for school purposes in the maximum aggregate principal amount of one million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow,

Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered engrossed.

H. B. 276, a bill to amend General Statutes 153-9 so as to authorize the levy of a special tax in Beaufort County with respect to the veterans' service officer, the county accountant, the farm demonstration agent, and the home demonstration agent and validating acts thereunder, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered enrolled.

H. B. 523, a bill to amend General Statutes 153-9 so as to authorize the board of county commissioners of Hoke County to levy taxes to pay the salaries and office expenses of certain county employees (Montgomery), upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered enrolled.

H. B. 555, a bill to amend Chapter 2, Private Laws of 1925, to re-define the corporate limits of the town of Forest City in Rutherford County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered enrolled.

H. B. 520, a bill to amend Chapter 282, Private Laws of 1911, to re-define the corporate limits of the town of Lake Waccamaw in Columbus County, upon second reading.

The bill passes its second reading by roll call vote, ayes, 46, noes 0 as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

H. B. 551, a bill to amend Chapter 321, Private Laws of 1893, to re-define the corporate limits of the town of Everetts in Martin County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

S. B. 269, a bill to fix the salaries of certain officials and employees of New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 270, a bill to repeal Chapter 426 of the Public Local Laws of 1919, relating to meter adjusters in New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 271, a bill to amend Chapter 271 of the Public Local Laws of 1929 relating to the Emergency and Pension Fund for law enforcement officers of New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 272, a bill to amend Article 36 of Chapter 160 of the General Statutes so as to make the same applicable to New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 362, a bill relating to the appointment and compensation of certain officials and employees of Richmond County.

Passes its second and third readings and is ordered enrolled.

H. B. 486, a bill repealing Section 2 of Chapter 275, Public Local Laws of 1931, as rewritten, and Section 3 of Chapter 4, Public Local Laws of 1935, so as to place the constable of Asheville Township on a fee basis after the first Monday in December, 1960.

Passes its second and third readings and is ordered enrolled.

H. B. 539, a bill to amend General Statutes 160-452, relating to the eligibility of voters in referendum for extension of corporate limits of the town of Atlantic Beach in Carteret County.

Passes its second and third readings and is ordered enrolled.

H. B. 547, a bill to amend Chapter 220 of the Session Laws of 1953, relating to the charter of the town of Kill Devil Hills in Dare County.

Passes its second and third readings and is ordered enrolled.

H. B. 554, a bill to provide for the allocation of delinquent taxes collected by Warren County.

Passes its second and third readings and is ordered enrolled.

H. B. 569, a bill to authorize the employment of a plumbing inspector in Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 367, a bill to amend General Statutes 153-9(40) and General Statutes 160-22 so as to authorize the city, county and joint planning boards to contract for and furnish technical assistance to one another, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered enrolled.

H. B. 456, a bill to amend General Statutes 160-2(3), relating to municipal cemeteries.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

SEVENTY-SECOND DAY

SENATE CHAMBER,
Tuesday, April 28, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Currie of Moore, the courtesies of the galleries are extended to the teachers and the students of the Farmer School of Randolph County.

Upon motion of Senator Warren, the courtesies of the lobby are extended to United States Representative Herbert C. Bonner of North Carolina, Chairman of the Committee on Merchant Marine and Fisheries of the United States House of Representatives and his sub-Committee, Edward A. Garmatz of Maryland, Thomas N. Downing of Virginia, Bob Casey of Texas, Thomas C. Tollefson of Washington, John H. Ray of New York, William S. Mailliard of California, Milton W. Glenn of New Jersey, all members of the United States House of Representatives and John M. Crewry, Counsel, Robert H. Cowen, Counsel and Bernard Winnfield, Clerk to the Committee.

Upon motion of Senator Blackburn, the courtesies of the galleries are extended to the teachers and the students of the Conway School of Northampton County.

Upon motion of Senator Henkel, the courtesies of the lobby are extended to Mrs. Land of Iredell County.

Upon motion of Senator Simpkins, 400 additional copies of S. B. 252, a bill to amend Chapter 115 of the General Statutes so as to provide for sick leave for public school teachers are ordered reprinted.

The following tribute to former Senator W. G. Clark of Edgecombe County by Senator Shelton of Edgecombe County is ordered spread upon the Journal:
Mr. President:

I'd like to speak to a certainty, that fact being if we continue to live we'll eventually grow old, and the next best thing to remaining young is to grow old gracefully.

My remarks concern a gentleman who has accomplished the transition from youth into senior maturity in a manner that is gracious in relationship with his friends and associates, and I am quite certain, grateful and humble in relationship with his maker.

Cousin Willie Clark of Edgecombe County is 82 years old today and his enjoyment of life at this age doesn't stem merely from arriving at these respectable years, but in knowing how to be old when he arrived. He is a man of cheerful and colorful yesteryears and yesterdays and of confident tomorrows.

If old age is correctly labelled the winter season of life, then a visit with this gentleman may be compared to a visit on the sunny side of the barn on a winter afternoon.

For twenty consecutive years he was the Senator from Edgecombe County, and during those Sessions his particular interests, other than the general affairs of the State, were agriculture and mental institutions. He served as chairman of both these committees, and his contributions in both fields are a matter of record.

I think that he would have been particularly happy could he have been here when the efforts of the Honorable John Umstead were recognized in this Chamber last week, for he and Mr. Umstead have been co-workers for the unfortunate for many years, not only in matters of legislation but in personal contributions of gifts to the mental institutions to brighten the lives of those who live in shadows.

Those of us who knew him as a Senator, remember him as the finest combination of a statesman and practical politician (when necessary) and when he took a position he stayed hitched.

Since retiring from the active conduct of his business he has become the senior consultant to the community—a status I think he enjoys—and I know the community appreciates. Although his health has limited his physical activities, he maintains a keen interest in affairs of business, politics and bridge (the latter being a substitute for a well known five card game). He has a store of stories that can match Cousin Wayland Spruill's, and enjoys visitors.

His philosophy about age seems to be that it ain't the getting old that's bad, but it's getting used to not being young anymore that bothers.

He has solved this problem and continues to enjoy the people that he served so well and so long.

I make these remarks so that those of you who know him might have a report as to his physical condition. He remains a man of good works.

And I move, Mr. President, that when the Senate adjourns today that it adjourn in honor of and with best wishes to former Senator W. G. Clark for many more happy birthdays.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 680, a joint resolution of respect to the memory of the Honorable John J. Parker.

S. B. 60, an act to authorize the board of county commissioners of Halifax County to levy a tax upon the property in Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated," a non-profit, charitable organization.

S. B. 71, an act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the payment of extended benefits under certain emergency conditions; to define agricultural labor and partial weekly benefit; to include as a part of the Unemployment Trust Fund of this State certain moneys being received under the provisions of the Reed Act under Title IX of the Social Security Act, as amended; and to further clarify certain provisions of said Chapter.

S. B. 144, an act to provide that shares of Building and Loan Associations and Federal Savings and Loan Associations may be accepted by any agency, department, or official of the State of North Carolina that requires that securities be deposited with such agency, department, or official.

S. B. 157, an act to amend General Statutes 53-45 so as to authorize banks to invest in certain obligations of Federal Home Loan Banks.

S. B. 159, an act to permit Industrial Banks to make the same charges in connection with a single payment loan that are allowed in connection with loans repayable in two or more installments.

S. B. 163, an act to amend General Statutes 54-21.2, relating to investments by Building and Loan Associations.

S. B. 166, an act to amend General Statutes 54-20, relating to loans by Building and Loan Associations.

H. B. 255, an act to authorize the Commissioner of Revenue to release the lien of State tax judgments upon real property under certain circumstances.

H. B. 301, an act to amend General Statutes 158-2, relating to the approval of voters for money appropriations by local governments.

H. B. 338, an act to provide for a required accounting by State Highway Patrolmen for subsistence allowances so as to bring such accounting within the purview of Section 1.162-17 (b) of the regulations of the Internal Revenue Service.

H. B. 359, an act to authorize the board of county commissioners of Watauga County to fix the salaries of the sheriff and deputy sheriffs and to amend General Statutes 162-7, relating to fees to be charged by the sheriff in Watauga County.

H. B. 361, an act to amend General Statutes 152-5 in respect to coroners' fees in Richmond County.

H. B. 412, an act to amend General Statutes 105-422, relating to the barring of tax liens in Burke County.

H. B. 426, an act to authorize the board of commissioners of Davidson County to fix the fees to be charged by the register of deeds of Davidson County.

H. B. 434, an act to amend Chapter 666 of the Session Laws of 1951, relating to the compensation of the mayor of the city of Winston-Salem.

H. B. 435, an act to amend General Statutes 153-9, relating to fees of county officers in Montgomery County, and General Statutes 153-48.3, relating to salaries of county officers in Montgomery County.

H. B. 461, an act to amend the charter of the town of Kernersville with respect to the compensation of the members of the governing body thereof.

H. B. 467, an act to provide for the reorganization of the Mecklenburg County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal Section 55 of Chapter 366, Public Local Laws of 1939, as amended.

H. B. 469, an act amending Chapter 306, Session Laws of 1951, relating to the barring of tax liens applicable to Warren County.

H. B. 470, an act amending Chapter 642, Session Laws of 1957, relating to the salary of the sheriff, the register of deeds, the clerk of the Superior Court, and the accountant of Macon County.

H. B. 473, an act to allow a discount for prepayment of ad valorem taxes in the town of Gibsonville.

H. B. 474, an act to amend Chapter 388 of the Public Local Laws of 1939, relating to the time and place for the advertisement and sale of land for taxes in the town of Gibsonville.

H. B. 489, an act authorizing and directing the board of commissioners of Hyde County to deposit in or transfer to the general fund of the county all collections of delinquent taxes for the years prior to 1955.

H. B. 500, an act fixing the compensation of the sheriff, the clerk of Superior Court, the tax collector, the register of deeds, and the accountant of Madison County and their deputies and assistants.

H. B. 519, an act to fix the compensation of jurors in Vance County.

H. B. 531, an act amending General Statutes 2-26, relating to fees to be charged by the clerk of Superior Court of Burke County.

S. B. 240, an act to amend Chapter 117 of the General Statutes to permit membership corporations to elect directors on staggered terms and to pay them for meetings attendance; to require that such corporations' terms of membership be reasonable and that applicants for membership not be arbitrarily denied; and to provide for domestication of out-of-state telephone membership corporations.

H. B. 276, an act to amend General Statutes 153-9 so as to authorize the levy of a special tax in Beaufort County with respect to the Veterans Service Officer, the County Accountant, the Farm Demonstration Agent, and the Home Demonstration Agent and validating Acts thereunder.

H. B. 362, an act relating to the appointment and compensation of certain officials and employees of Richmond County.

H. B. 367, an act to amend General Statutes 153-9 (40) and General Statutes 160-22 so as to authorize city, county and joint planning boards to contract for and furnish technical assistance to one another.

H. B. 456, an act to amend General Statutes 160-2 (3), relating to municipal cemeteries.

H. B. 479, an act amending Article 8, Chapter 143 of the General Statutes, relating to public building contracts.

H. B. 486, an act repealing Section 2 of Chapter 275, Public Local Laws of 1931, as rewritten, and Section 3 of Chapter 4, Public Local Laws of 1935, so as to place the constable of Asheville Township on a fee basis after the first Monday in December, 1960.

H. B. 523, an act to amend General Statutes 153-9 so as to authorize the board of county commissioners of Hoke County to levy taxes to pay the salaries and office expenses of certain county employees.

H. B. 539, an act to amend General Statutes 160-452, relating to the eligibility of voters in referendum for extension of corporate limits of the town of Atlantic Beach in Carteret County.

H. B. 547, an act to amend Chapter 220 of the Session Laws of 1953, relating to the charter of the town of Kill Devil Hills in Dare County.

H. B. 554, an act to provide for the allocation of delinquent taxes collected by Warren County.

H. B. 555, an act to amend Chapter 2, Private Laws of 1925, to re-define the corporate limits of the town of Forest City in Rutherford County.

H. B. 569, an act to authorize the employment of a plumbing inspector in Wake County.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 155, a bill amending and rewriting certain Sections of Chapter 139 of the General Statutes, relating to Soil Conservation Districts so as to provide for the establishment of watershed improvement districts.

S. B. 209, a bill permitting Columbus County to authorize bonds for school purposes in the maximum aggregate principal amount of seven hundred and fifty thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 268, a bill relative to the recognition of gain or loss upon receipt of divested stock pursuant to order enforcing the antitrust laws, with a favorable report.

S. B. 274, a bill to amend Chapter 160 of the General Statutes, relating to the condemnation and removal of unsafe buildings in the city of Durham in Durham County, with a favorable report.

S. B. 278, a bill to amend Chapter 4 of the Session Laws of 1949, relating to the corporate limits of the town of Shallotte so as to correct a mistake set out in the description of the corporate limits of said town, with a favorable report.

S. B. 284, a bill relating to the revocation of suspension of motor vehicle licenses for failure to satisfy judgment, with a favorable report.

S. B. 287, a bill to extend the power of arrest to officers and men of units of the National Guard in certain emergencies, with a favorable report.

Upon motion of Senator Crew, the bill is placed upon today's Calendar.

H. B. 512, a bill to amend General Statutes 47-51 of the General Statutes, relating to seal omitted from official deeds, with a favorable report.

By Senator Bell, for the Committee on Courts and Judicial Districts:

H. B. 553, a bill to amend General Statutes 7-393, relating to the jurisdiction of the county criminal court of Yadkin County, with a favorable report.

H. B. 607, a bill relating to the terms of the Superior Court of Chatham County, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 72, a bill to amend Chapter 55 of the North Carolina General Statutes, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator Medford, 400 copies of the Committee substitute bill are ordered printed and upon his motion the bill is placed upon the Calendar for Tuesday, May 5, 1959.

S. B. 254, a bill to amend General Statutes 77-14, relating to obstructions in streams and farm land drainage districts so as to make the same apply to other lands, with a favorable report.

H. B. 161, a bill to provide a method for creating the right of survivorship in bank deposits, with a favorable report.

H. B. 455, a bill to amend General Statutes 143-131 to provide more uniform standards in the awarding of public contracts by counties, cities, towns and other subdivisions of the State, with a favorable report.

H. B. 504, a bill to amend Chapter 14 of the General Statutes, relating to the use of indecent or profane language in a public place, with a favorable report.

By Senator Jolly, for the Committee on Local Government:

S. B. 275, a bill amending the charter of the town of Spruce Pine so as to authorize the commissioners of said town to fix the salary of the mayor at not more than fifty dollars per month and the commissioners at not more than twenty-five dollars per month each, with a favorable report.

S. B. 285, a bill relating to the terms of office and election of the board of county commissioners of Union County, with a favorable report.

S. B. 288, a bill relating to the election of county board of commissioners for Cleveland County, with a favorable report.

H. B. 279, a bill to authorize and direct the reassessment and revaluation of all taxable property in the town of Blowing Rock, and to authorize the governing board of the said town to employ experts and levy a tax to cover the cost of such revaluation, with an unfavorable report.

H. B. 576, a bill to amend Chapter 641 of the Session Laws of 1949, relating to the charter of the city of Monroe, to extend the corporate limits of said city and to extend the jurisdiction of the peace officers of said city, with a favorable report.

H. B. 658, a bill relating to the location of new cemeteries in or within one mile of the corporate limits of the town of Brevard in Transylvania County, with a favorable report.

By Senator Garriss, for the Committee on Manufacturing, Labor and Commerce:

H. B. 121, a bill to establish minimum wages in North Carolina, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Rose: S. B. 289, a bill to amend Chapter 1131 of the Session Laws of 1951, relating to health and the practice of physical therapy

Referred to Committee on Public Health.

By Senator Currie of Durham: S. B. 290, a bill to amend General Statutes 160-272, relating to pleading municipal ordinances in judicial proceedings.

Referred to Committee on Judiciary No. 1.

By Senators Alford, Canipe, Forsyth, Frink, Garrison, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Lackey, Lanier, Mercer, Morgan of Harnett, Monroe, Reavis, Shelton, Simpkins, Thomas, Thomason, Whitley, Williams, Williamson and Winslow: S. R. 291, a joint resolution directing the Appropriations Committees of the Senate and the House of Representatives to report favorably an appropriations bill which would include certain appropriations for teachers and State employees in addition to those recommended in the "A" Budget.

Referred to Committee on Appropriations.

Senator Henkel moves that the Senate resolve itself into a committee of the whole for the purpose of considering the resolution.

The President rules the motion out of order.

Senator Henkel moves that the rules be suspended and the resolution be taken from the Committee on Appropriations and placed upon the Calendar for immediate consideration.

Upon the adoption of this motion Senator Henkel calls for the ayes and noes.

The call is sustained.

The motion fails to prevail.

Those voting in the affirmative are: Senators Alford, Canipe, Forsyth, Frink, Garrison, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Lackey, Lanier, Mercer, Morgan of Harnett, Reavis, Shelton, Simpkins, Thomas, Whitley, Williams, Williamson, Winslow—23.

Those voting in the negative are: Senators Andrews, Bason, Bell, Blackburn, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Garriss, Kesler, Kirkman, Medford, Moore, Morgan of Cleveland, Peel, Rose, Ross, Rutledge, Snow, Stikeleather, Thomason, Warren, Yow—25.

Senator Monroe votes present.

By Senator Warren: S. B. 292, a bill to amend Chapter 173 of the Session Laws of 1957 so as to fix the salaries of the clerk of Superior Court, sheriff and register of deeds of Beaufort County.

Referred to Committee on Salaries and Fees.

By Senator Hamilton: S. B. 293, a bill to amend General Statutes 135-5, relating to disability retirement allowances.

Referred to Committee on Retirement, Employment Security.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 606, a bill to amend General Statutes 6-52, relating to the witness fees of salaried law enforcement officers in the criminal courts of Wayne County.

Referred to Committee on Salaries and Fees.

H. B. 613, a bill to create the Charlotte-Mecklenburg Recreation Commission.

Referred to Committee on Counties, Cities and Towns.

H. B. 647, a bill to extend the corporate limits of the town of Pineville in Mecklenburg County.

Referred to Committee on Counties, Cities and Towns.

H. R. 694, a joint resolution honoring the life and memory of Virgil A. Wilson, a former member of the General Assembly from Forsyth County.

Referred to Committee on Rules.

S. B. 56, a bill concerning the assignment of an assistant attorney general to the Utilities Commission, for concurrence in the House amendment.

Upon motion of Senator Morgan of Cleveland, the bill is placed upon the Calendar for April 29, 1959.

House Committee substitute for S. B. 110, a bill to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters.

Referred to Committee on Judiciary No. 1.

H. B. 525, a bill to amend Chapter 156 of the General Statutes, relating to drainage and drainage districts.

Referred to Committee on Agriculture.

H. B. 578, a bill to amend General Statutes 47-94, relating to the validation of certain acknowledgments, proofs of execution, and registration of certain mortgages and deeds of trust.

Referred to Committee on Judiciary No. 1.

HOUSE OF REPRESENTATIVES,
Tuesday, April 28, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 633, entitled "a bill to amend General Statutes 9-19 relating to the exemption of firemen from jury duty in Wayne County.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Rose, the bill is ordered returned to the House of Representatives and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 520, a bill to amend Chapter 282, Private Laws of 1911, to re-define the corporate limits of the town of Lake Waccamaw in Columbus County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—45.

The bill is ordered enrolled.

H. B. 551, a bill to amend Chapter 321, Private Laws of 1893, to re-define the corporate limits of the town of Everetts in Martin County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—45.

The bill is ordered enrolled.

S. B. 248, a bill to make unlawful the fathering or giving birth to two or more illegitimate children.

Upon motion of Senator Crew, action on the bill is postponed until April 29, 1959.

S. B. 287, a bill to extend the power of arrest to officers and men of units of the National Guard in certain emergencies.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns in honor of the eighty-second birthday of former Senator W. G. Clark of Edgecombe County, to meet tomorrow at 12 M.

SEVENTY-THIRD DAY

SENATE CHAMBER,
Wednesday, April 29, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Andrews, the courtesies of the galleries are extended to twenty members of the First Baptist Church Sunday School Class of Chatham County.

Upon motion of Senator Lanier, Alice Andrews, daughter of Senator Andrews of Chatham County is made an honorary page of the Senate.

Upon motion of Senator Williamson, the courtesies of the lobby are extended to L. P. Ward of Columbus County.

Upon motion of Senator Monroe, the courtesies of the galleries are extended to the teachers and the students of the Shaw High School of Scotland County.

Upon motion of Senator Currie of Durham, the courtesies of the galleries are extended to the teachers and the students of the Lakewood School of Durham County.

Upon motion of Senator Frink, the courtesies of the floor are extended to former Representative Lacy McBride of Cumberland County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Hancock, for the Committee on Veterans and Military Affairs:

H. B. 377, a bill to amend General Statutes 127-102 relating to the distribution of allowances made to organizations of the National Guard, with a favorable report.

By Senator Thomas, for the Committee on Public Utilities:

H. B. 451, a bill to amend General Statutes 62-71 so as to require the payment of interest on amounts ordered refunded where utilities have put rates in effect under bond, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan of Harnett: S. B. 294, a bill to authorize the governing body of the town of Angier to release, settle or otherwise adjust taxes due prior to July 1, 1949.

Referred to Committee on Judiciary No. 2.

By Senator Morgan of Harnett: S. B. 295, a bill relating to the authority of police officers of the town of Angier.

Referred to Committee on Judiciary No. 2.

By Senator Morgan of Harnett: S. B. 296, a bill to authorize the coroner of Harnett County to appoint an assistant coroner to act in his absence.

Referred to Committee on Judiciary No. 2.

By Senator Rutledge: S. B. 297, a bill to authorize the installation and use of sirens and red lights on motor vehicles used by the sheriff and deputy sheriffs of any county for law enforcement purposes.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 708, a bill to amend H. B. 475, ratified on the 23rd day of April, 1959, entitled "An act to incorporate the town of Chocowinity in Beaufort County."

Upon motion of Senator Warren, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 278, a bill to amend Chapter 4 of the Session Laws of 1949 relating to the corporate limits of the town of Shallotte so as to correct a mistake set out in the description of the corporate limits of said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stake-leather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

H. B. 576, a bill to amend Chapter 641 of the Session Laws of 1949, relating to the charter of the city of Monroe, to extend the corporate limits of said city and to extend the jurisdiction of the peace officers of said city, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Lackey,

Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

S. B. 274, a bill to amend Chapter 160 of the General Statutes, relating to the condemnation and removal of unsafe buildings in the city of Durham in Durham County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 275, a bill amending the charter of the town of Spruce Pine so as to authorize the commissioners of said town to fix the salary of the mayor at not more than fifty dollars per month and the commissioners at not more than twenty-five dollars per month each.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 285, a bill relating to the terms of office and election of the board of county commissioners of Union County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 288, a bill relating to the election of county board of commissioners for Cleveland County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 504, a bill to amend Chapter 14 of the General Statutes relating to the use of indecent or profane language in a public place.

Passes its second and third readings and is ordered enrolled.

H. B. 553, a bill to amend General Statutes 7-393 relating to the jurisdiction of the county criminal court of Yadkin County.

Passes its second and third readings and is ordered enrolled.

H. B. 607, a bill relating to the terms of the Superior Court of Chatham County.

Passes its second and third readings and is ordered enrolled.

H. B. 658, a bill relating to the location of new cemeteries in or within one mile of the corporate limits of the town of Brevard in Transylvania County.

Passes its second and third readings and is ordered enrolled.

S. B. 56, a bill concerning the assignment of an Assistant Attorney General to the Utilities Commission, for concurrence in the House amendment.

Upon motion of Senator Cooke, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 248, a bill to make unlawful the fathering or giving birth to two or more illegitimate children.

The amendment offered by the Committee is adopted.

Senator Jolly offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Cooke to its third reading, the bill remains upon the Calendar.

S. B. 254, a bill to amend General Statutes 77-14 relating to obstructions in streams and farm land drainage districts so as to make the same apply to other lands.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 268, a bill relative to the recognition of gain or loss upon receipt of divested stock pursuant to order enforcing the antitrust laws.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 284, a bill relating to the revocation or suspension of motor vehicle licenses for failure to satisfy judgment.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 121, a bill to establish minimum wages in North Carolina.

Upon motion of Senator Winslow, action on the bill is postponed until Wednesday, May 6, 1959.

H. B. 161, a bill to provide a method for creating the right of survivorship in bank deposits.

Passes its second and third readings and is ordered enrolled.

H. B. 455, a bill to amend General Statutes 143-131 to provide more uniform standards in the awarding of public contracts by counties, cities, towns, and other subdivisions of the State.

Passes its second and third readings and is ordered enrolled.

H. B. 512, a bill to amend General Statutes 47-51 of the General Statutes relating to seal omitted from official deeds.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

SEVENTY-FOURTH DAY

SENATE CHAMBER,
Thursday, April 30, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. W. W. Finlator of the Pullen Memorial Baptist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Peel, the courtesies of the lobby are extended to Mr. and Mrs. Charles F. Warren, son and daughter-in-law of Senator Warren of Beaufort County.

Upon motion of Senator Warren, the courtesies of the floor are extended to former Representative Z. L. Edwards of Beaufort County.

Upon motion of Senator Reavis, the courtesies of the lobby are extended to the teachers and the students of the Shady Grove School of Yadkin County.

Upon motion of Senator Garrison, the courtesies of the galleries are extended to the teachers and the students of the Lenoir School of Caldwell County.

Upon motion of Senator Alford, the courtesies of the galleries are extended to the teachers and the students of the Nashville High School of Nash County.

Upon motion of Senator Hamilton, the courtesies of the galleries are extended to the teachers and the students of the Comfort School of Jones County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Ligon High School of Wake County.

Upon motion of Senator Currie of Durham, the courtesies of the lobby are extended to Victor Bryant, Jr., of Durham County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Apex School of Wake County.

Upon motion of Senator Currie of Durham, the courtesies of the galleries are extended to the teachers and the students of the Whitted Junior High School of Durham County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 56, an act concerning the assignment of an assistant attorney general to the Utilities Commission.

S. B. 189, an act providing for the election of the county accountant and tax supervisor of Mitchell County, fixing his salary and the salary of his assistant, and providing for filling vacancies in said office.

S. B. 232, an act to reduce the number of jurors in the trial of criminal cases in the general county court of Duplin County and to fix the fees of all jurors in Duplin County at six dollars per day.

S. B. 245, an act to amend General Statutes 14-335, relating to public drunkenness so as to make the same apply to Cleveland County.

H. B. 161, an act to provide a method for creating the right of survivorship in bank deposits.

H. B. 231, an act to amend Chapter 113 of the General Statutes so as to permit fishing from highway bridges.

H. B. 455, an act to amend General Statutes 143-131 to provide more uniform standards in the awarding of public contracts by counties, cities, towns and other subdivisions of the State.

H. B. 504, an act to amend Chapter 14 of the General Statutes, relating to the use of indecent or profane language in a public place.

H. B. 512, an act to amend General Statutes 47-51 of the General Statutes, relating to seal omitted from official deeds.

H. B. 520, an act to amend Chapter 282, Private Laws of 1911, to re-define the corporate limits of the town of Lake Waccamaw in Columbus County.

H. B. 551, an act to amend Chapter 321, Private Laws of 1893, to re-define the corporate limits of the town of Everetts in Martin County.

H. B. 553, an act to amend General Statutes 7-393, relating to the jurisdiction of the county criminal court of Yadkin County.

H. B. 607, an act relating to the terms of the Superior Court of Chatham County.

H. B. 658, an act relating to the location of new cemeteries in or within one mile of the corporate limits of the town of Brevard in Transylvania County.

H. B. 708, an act to amend H. B. 475, ratified on the 23rd day of April, 1959, entitled "an act to incorporate the town of Chocowinity in Beaufort County."

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kirkman, for the Committee on Finance:

S. B. 280, a bill authorizing the transfer to the General Fund of Vance County of any delinquent taxes hereafter collected for the retirement of the Townsville Township Railroad Bonds, with a favorable report.

H. B. 533, a bill to amend General Statutes 160-66, relating to tax levies for libraries in Polk County, with a favorable report.

H. B. 586, a bill relating to collection of wine and beer license taxes in Franklin County, with a favorable report.

H. B. 310, a bill relative to the taxation of dry cleaning and laundry plants and solicitors of dry cleaning and laundry work, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

House Committee substitute for S. B. 110, a bill to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters, with a favorable report.

S. B. 233, a bill to make violation of General Statutes 18-6.1 a misdemeanor, and to provide for the punishment thereof, with a favorable report, as amended.

Upon motion of Senator Crew, the bill is placed upon the Calendar for Tuesday, May 5, 1959.

S. B. 260, a bill to provide for reserves for losses in building and loan or savings and loan associations, with a favorable report, as amended.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 294, a bill to authorize the governing body of the town of Angier to release, settle or otherwise adjust taxes due prior to July 1, 1949, with a favorable report.

S. B. 295, a bill relating to the authority of police officers of the town of Angier, with a favorable report.

S. B. 296, a bill to authorize the coroner of Harnett County to appoint an assistant coroner to act in his absence, with a favorable report.

H. B. 491, a bill to amend General Statutes 160-176, relating to changes in zoning ordinances by municipalities, with a favorable report.

By Senator Morgan of Harnett, for the Committee on Propositions and Grievances:

H. B. 188, a bill to amend General Statutes 14-401.5, prohibiting fortune telling, so as to make the same applicable to Currituck County, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 267, a bill amending General Statutes 153-9(12a) and General Statutes 153-48.5 so as to place Transylvania in the list of counties in which the board of county commissioners may fix the fees to be charged by county officers and the compensation of certain county officials and employees, with a favorable report.

S. B. 286, a bill to fix the fees, costs and commissions to be charged and collected by the clerk of the Superior Court of Edgecombe County Recorder's Court, with a favorable report.

S. B. 292, a bill to amend Chapter 173 of the Session Laws of 1957 so as to fix the salaries of the clerk of Superior Court, sheriff and register of deeds of Beaufort County, with a favorable report.

H. B. 559, a bill to increase the number of deputy sheriffs in Wilkes County, to fix their salaries, and for other purposes, with a favorable report.

H. B. 582, a bill to authorize the board of commissioners of Washington County to fix the fees and commissions which may be charged by the register of deeds of Washington County for the performance of any service or duty of his office as required by law, with a favorable report.

H. B. 606, a bill to amend General Statutes 6-52, relating to the witness fees of salaried law enforcement officers in the criminal courts of Wayne County, with a favorable report.

By Senator Stikeleather, for the Committee on Education:

S. B. 239, a bill to amend S. B. 8, ratified on the 11th of March, 1959, relating to the letting of public contracts for school construction in Brunswick County, with a favorable report.

H. B. 436, a bill appointing certain members of the Fairmont City Board of Education, with a favorable report.

H. B. 440, a bill to provide for the election of the county board of education in Chowan County, with a favorable report, as amended.

H. B. 441, a bill designating successor trustees of the Edenton Academy created by Chapter 39, Public Laws of 1800, and amended by Chapter 4, Public Laws of 1844, and authorizing such trustees to execute a conveyance of certain school property bounded by Queen and Church Streets in the town of Edenton to the Edenton City Board of Education, with a favorable report.

H. B. 448, a bill to promote the establishment and development of educational facilities and programs for selected inmates of the State Prison System, with a favorable report.

H. B. 478, a bill amending General Statutes 115-74 so as to provide that when district lines are changed as between and among districts that have voted the same rate of supplemental tax, the same shall not have the effect of abolishing such tax, with a favorable report.

H. B. 482, a bill providing for the election of members of the Moore County Board of Education and fixing their terms of office, with a favorable report.

H. B. 534, a bill to amend General Statutes 115-19, relating to the nomination and election of members of the board of education of Polk County, with a favorable report.

H. B. 562, a bill authorizing the board of education of Caswell County to transfer certain surplus current expense school funds to the Special School Fund, with a favorable report.

H. B. 570, a bill to amend Section 143-135 of the General Statutes, relating to public building contracts to regulate the construction of school buildings in Moore County, with a favorable report.

H. B. 602, a bill amending General Statutes 115-70 so as to authorize the Polk County Board of Education to appoint a separate committee of five for the new consolidated high school district recently created in the Polk County Administrative Unit, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Yow: S. B. 298, a bill to appoint a member of the board of education of New Hanover County.

Referred to Committee on Counties, Cities and Towns.

By Senator Yow: S. B. 299, a bill relating to the qualifications for membership on the board of county commissioners of New Hanover County.

Referred to Committee on Counties, Cities and Towns.

By Senator Yow: S. B. 300, a bill to amend General Statutes 47-17.1, relating to the designation of draftsmen on documents accepted for probate or recordation so as to include New Hanover County within the provisions of the statute.

Referred to Committee on Counties, Cities and Towns.

By Senator Rose: S. B. 301, a bill to amend General Statutes 106-390, relating to the sale of vaccinated unbred heifers under eighteen months of age.

Referred to Committee on Agriculture.

By Senator Rose: S. B. 302, a bill amending certain sections of Article 2, Chapter 106 of the General Statutes, relating to commercial fertilizers.

Referred to Committee on Agriculture.

By Senator Rose: S. B. 303, a bill to amend certain sections of Article 26 of Chapter 106 of the General Statutes of North Carolina, relating to the inspection and purity of ice cream and other frozen food products, and also relating to the testing of milk and other dairy products.

Referred to Committee on Agriculture.

By Senator Garrison: S. B. 304, a bill to amend Chapter 837 of the Session Laws of 1955, relating to Lincoln County.

Referred to Committee on Counties, Cities and Towns.

By Senator Bell: S. B. 305, a bill to provide for a purchasing agent for Mecklenburg County.

Referred to Committee on Judiciary No. 1.

By Senators Whitley and Frink: S. B. 306, a bill to amend General Statutes 20-310 to provide for actual notice of cancellation to be given to the insured where a motor vehicle liability insurance policy has been certified to the commissioner of motor vehicles.

Referred to Committee on Insurance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 195, a bill to provide for the investment of funds by Pitt County, for concurrence in the House amendment.

Upon motion of Senator Humber, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 77, a bill to amend General Statutes 163-140 so as to provide for a second primary to be held to nominate a candidate where two candidates received a tie vote in the first primary.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 509, a bill requiring the justices of the peace of Asheville Township to direct processes issued by them to the constable of Asheville Township.

Referred to Committee on Courts and Judicial Districts.

H. B. 608, a bill to amend General Statutes 153-9, relating to fire protection in Lenoir County.

Referred to Committee on Local Government.

H. B. 618, a bill to amend General Statutes 97-31 of the Workmen's Compensation Act, relating to bodily disfigurement and loss of use or injury to parts of the body and rate of compensation to be awarded therefor.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 619, a bill to amend General Statutes 97-53, relating to occupational diseases under the Workmen's Compensation Act.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 650, a bill to validate the actions and proceedings of the city council of the city of Durham in extending the corporate limits of said city.

Referred to Committee on Judiciary No. 1.

H. B. 651, a bill to validate the actions and proceedings of the city council of the city of Durham in re-defining and rearranging election wards in said city.

Referred to Committee on Judiciary No. 1.

H. B. 656, a bill to authorize the register of deeds of Washington County to install in the register of deeds' office a record book, or bookbinder, to be designated or labeled "Miscellaneous," to be used for conditional sales contracts, mortgages, crop liens, deeds of trust and similar instruments and to validate the previous use of such a book or record.

Referred to Committee on Local Government.

H. B. 663, a bill to authorize the governing body of the town of Ayden to execute a deed reconveying certain property situated in Pitt County to E. F. Dennis and wife.

Referred to Committee on Counties, Cities and Towns.

H. B. 665, a bill to amend the charter of the city of Monroe so as to provide for the holding of primary elections for the nomination of candidates for the general municipal elections for said city.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 666, a bill to amend the charter of the city of Monroe relating to the number of the board of aldermen of said city, providing for a vote by the mayor of said city, and prescribing the salaries of said mayor and other officials of said city.

Referred to Committee on Counties, Cities and Towns.

H. B. 669, a bill to establish a law library in Henderson County.

Referred to Committee on Counties, Cities and Towns.

H. B. 675, a bill to amend Section 4 of Chapter 456 of the Session Laws of 1947, relating to investments of pension funds by the board of trustees of the pension fund of the city of Fayetteville, in Cumberland County.

Referred to Committee on Local Government.

H. B. 676, a bill to repeal Section 1 of Article 11 of Chapter 28 of the Private Laws of 1925, relating to the city of Fayetteville, North Carolina, so as to place said city under the General Statutes of North Carolina with respect to contracts on which advertisements and bids are required.

Referred to Committee on Local Government.

H. B. 677, a bill to authorize the board of county commissioners of Cumberland County and the Cumberland County Board of Education to offer and pay rewards not to exceed \$1,000.00.

Referred to Committee on Local Government.

H. B. 685, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Burke County.

Referred to Committee on Finance.

H. B. 688, a bill to authorize the board of county commissioners of Franklin County to place certain surplus funds into a special fund to be used for capital improvements.

Referred to Committee on Finance.

H. B. 697, a bill to authorize the expenditure of certain surplus funds for the erection of a county building in Polk County.

Referred to Committee on Counties, Cities and Towns.

H. R. 719, a joint resolution designating May 1, 1959 as Law Day in North Carolina.

Upon motion of Senator Currie of Durham, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 720, a joint resolution petitioning the Commodity Credit Corporation for certain changes in regulations relating to the Agricultural Stabilization Corporation Loan Program for grain storage facilities.

Referred to Committee on Agriculture.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 278, a bill to amend Chapter 4 of the Session Laws of 1949, relating to the corporate limits of the town of Shallotte so as to correct a mistake set out in the description of the corporate limits of said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—47.

The bill is ordered sent to the House of Representatives.

H. B. 576, a bill to amend Chapter 641 of the Session Laws of 1949, relating to the charter of the city of Monroe, to extend the corporate limits of said city and to extend the jurisdiction of the peace officers of said city, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—47.

The bill is ordered enrolled.

S. B. 248, a bill to make unlawful the fathering or giving birth to two or more illegitimate children, upon third reading.

The bill, as amended, passes its third reading and is ordered engrossed.

H. B. 377, a bill to amend General Statutes 127-102, relating to the distribution of allowances made to organizations of the National Guard.

Passes its second and third readings and is ordered enrolled.

H. B. 451, a bill to amend General Statutes 62-71 so as to require the payment of interest on amounts ordered refunded where utilities have put rates in effect under bonds.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 11 o'clock.

SEVENTY-FIFTH DAY

SENATE CHAMBER,
Friday, May 1, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Warren, the courtesies of the galleries are extended to the teachers and the students of the Pantego High School of Beaufort County.

Upon motion of Senator Simpkins, the courtesies of the galleries are extended to the teachers and the students of the New Bern High School of Craven County.

Upon motion of Senator Currie of Durham, the courtesies of the galleries are extended to Carlyle White, Miles Cary, Susan Dees, Theresa King, Mary Bank McPherson, Lynn Styers, Gwendalyn Horton, Pell Pickett, Stuart Robinson, Barbara Hafer, Martha Tarrant and Elizabeth Callaway of Durham County.

Upon motion of Senator Morgan of Harnett, the courtesies of the lobby are extended to Mrs. Wilbur Currie, wife of Senator Currie of Moore, and Margaret Lynn Currie and Wilbur Hoke Currie, Jr., daughter and son of Senator and Mrs. Currie of Moore, are made honorary pages of the Senate.

Upon motion of Senator Alford, the courtesies of the galleries are extended to the teachers and the students of the Middlesex School of Nash County.

Upon motion of Senator Currie of Moore, the courtesies of the galleries are extended to the teachers and the students of the West End School of Moore County.

Upon motion of Senator Copeland, the courtesies of the lobby are extended to W. B. Woodhouse of Currituck County.

Upon motion of Senator Simpkins, the courtesies of the galleries are extended to the teachers and the students of the Elanor Marshall School of Craven County.

Upon motion of Senator Simpkins, the courtesies of the galleries are extended to the teachers and the students of the Central School of Craven County.

Upon motion of Senator Mercer, the courtesies of the galleries are extended to the teachers and the students of the Burgaw High School of Pender County.

Upon motion of Senator Copeland, the courtesies of the lobby are extended to John Bryan and Dave Holton of Craven County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 719, a joint resolution designating May 1, 1959, as Law Day in North Carolina.

S. B. 183, an act validating and confirming the appointment or election of members of the sanitary district boards and all actions and proceedings taken in relation to the annexation of additional territory by sanitary districts.

S. B. 195, an act to provide for the investment of funds by Pitt County.

S. B. 227, an act to fix the fees of the sheriff and other officers of Moore County, to provide for the appointment of deputies and their compensation, and the disposition of fees.

S. B. 246, an act to amend Chapter 671 of the Session Laws of 1951, relating to the salary of the mayor of the city of Shelby.

S. B. 249, an act to amend Chapter 306 of the Session Laws of 1953, relating to the compensation of office assistants and expenses of the sheriff of Edgecombe County.

S. B. 250, an act to amend General Statutes 156-133, relating to the compensation to be paid to auditors for drainage districts.

H. B. 377, an act to amend General Statutes 127-102, relating to the distribution of allowances made to organizations of the National Guard.

H. B. 451, an act to amend General Statutes 62-71 so as to require the payment of interest on amounts ordered refunded where utilities have put rates in effect under bond.

H. B. 576, an act to amend Chapter 641 of the Session Laws of 1949, relating to the charter of the city of Monroe, to extend the corporate limits of said city and to extend the jurisdiction of the peace officers of said city.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 248, a bill to make unlawful the giving of birth to two or more illegitimate children.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rose, for the Committee on Agriculture:

H. R. 720, a joint resolution petitioning the commodity credit corporation for certain changes in regulations relating to the Agricultural Stabilization Corporation loan program for grain storage facilities, with a favorable report.

Upon motion of Senator Rose, the bill is placed upon today's Calendar.

By Senator Henkel, for the Committee on Conservation and Development:

H. B. 463, a bill to re-enact Article 22 of Chapter 143 of the General Statutes, relating to the creation, authority and powers of the North Carolina State Ports Authority, with a favorable report.

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 298, a bill to appoint a member of the board of education of New Hanover County, with a favorable report.

S. B. 299, a bill relating to the qualifications for membership on the board of county commissioners of New Hanover County, with a favorable report.

S. B. 300, a bill to amend General Statutes 47-17.1, relating to the designation of draftsmen on documents accepted for probate or recordation so as to include New Hanover County within the provisions of the statute, with a favorable report.

S. B. 304, a bill to amend Chapter 837 of the Session Laws of 1955, relating to Lincoln County, with a favorable report.

H. B. 538, a bill to amend Chapter 255, Private Laws of 1927, to provide for the extension of the corporate limits of the town of Newport in Carteret County, with a favorable report.

H. B. 568, a bill to convey the State's interest in a tract of land used by Saint Ambrose Episcopal Church for religious purposes, with a favorable report.

H. B. 611, a bill authorizing the board of county commissioners of Graham County to transfer the sum of three thousand dollars from the Debt Service Fund to the General Fund of the county, with a favorable report.

H. B. 612, a bill to authorize the Charlotte and Mecklenburg School Boards to co-operate with other agencies in providing recreational facilities in Charlotte and Mecklenburg County, with a favorable report.

H. B. 613, a bill to create the Charlotte-Mecklenburg Recreation Commission, with a favorable report.

H. B. 647, a bill to extend the corporate limits of the town of Pineville in Mecklenburg County, with a favorable report.

H. B. 648, a bill authorizing the board of county commissioners of Mecklenburg County to adopt by resolution the county manager form of government, with a favorable report.

H. B. 657, a bill to require persons, firms and corporations to furnish, upon request of the register of deeds of Washington County, blank copies of sales contracts, retain title contracts, mortgages and all other forms of instruments used by said persons, firms and corporations in the transaction of their business and which are recorded in the office of the register of deeds, with a favorable report.

H. B. 663, a bill to authorize the governing body of the town of Ayden to execute a deed reconveying certain property situated in Pitt County to E. F. De nis and wife, with a favorable report.

H. B. 697, a bill to authorize the expenditure of certain surplus funds for the erection of a county building in Polk County, with a favorable report.

By Senator Kirkman, for the Committee on Finance:

S. B. 161, a bill relating to the uniform assessment of property for ad valorem tax purposes, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator Alford, 600 copies of the substitute bill are ordered printed and upon his motion action on the bill is postponed until Wednesday, May 6, 1959.

S. B. 162, a bill to provide for the systematic revaluation of property for ad valorem tax purposes, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator Alford, 600 copies of the substitute bill are ordered printed, and upon his motion action on the bill is postponed until Wednesday, May 6, 1959.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Alford and Currie of Durham: S. B. 307, a bill to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina, relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

Referred to Committee on Constitution.

By Senator Shelton: S. B. 308, a bill to provide for setting up and operating a program of performance testing of beef cattle.

Referred to Committee on Agriculture.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 464, a bill making clarifying amendments to Article 16 of Chapter 130 of the General Statutes, relating to regulation of the manufacture of bedding. Referred to Committee on Public Health.

H. B. 601, a bill to amend Chapter 130 of the General Statutes, relating to records of birth of abandoned children.

Referred to Committee on Public Welfare.

H. B. 617, a bill to amend General Statutes 97-47 of the Workmen's Compensation Act, relating to the modification of compensation by the Industrial Commission due to change in condition of employee.

Referred to Committee on Manufacturing and Labor.

H. B. 622, a bill to amend Chapter 192 of the Session Laws of 1947, relating to the operation of motor vehicles in certain beach areas in Dare County.

Referred to Committee on Public Roads.

H. B. 628, a bill to amend Article 24 of Chapter 130 of the General Statutes of North Carolina, relating to the formation and corporate powers of mosquito control districts.

Referred to Committee on Public Health.

H. B. 634, a bill to amend Chapter 220 of the Session Laws of 1955, relating to fees of the register of deeds of Person County so as to increase the fee to be charged for deeds for easement right-of-way.

Referred to Committee on Salaries and Fees.

H. B. 635, a bill to make the provisions of General Statutes 2-34 and General Statutes 2-35, relating to the clerk of Superior Court's fees for auditing final accounts of receivers, executors and trustees applicable to Person County.

Referred to Committee on Salaries and Fees.

H. B. 636, a bill to fix and regulate the fees that may be charged and collected by the clerk of Superior Court of Person County for the probate of chattel mortgages.

Referred to Committee on Salaries and Fees.

H. B. 637, a bill to amend Chapter 165 of the Session Laws of 1953, so as to increase the salary of the clerk of Superior Court of Person County.

Referred to Committee on Salaries and Fees.

H. B. 638, a bill to amend Chapter 1129 of the Session Laws of 1957 so as to increase the salaries of the sheriff and register of deeds of Person County.

Referred to Committee on Salaries and Fees.

H. B. 639, a bill to fix and regulate certain fees to be charged by the sheriff of Person County.

Referred to Committee on Salaries and Fees.

H. B. 641, a bill relating to the selection of trustees for the Leaksville Township Public School District.

Referred to Committee on Education.

H. B. 683, a bill to fix the compensation of the county commissioners of Davidson County.

Referred to Committee on Salaries and Fees.

H. B. 642, a bill to permit the State Bureau of Investigation to equip its vehicles with sirens and other special equipment.

Referred to Committee on Judiciary No. 1.

H. B. 668, a bill authorizing the Hendersonville City Board of Education to appoint an advisory committee for any school within the Hendersonville City Administrative Unit.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 186, a bill extending the corporate limits of the city of High Point and amending the charter of said city with reference to the corporate limits of said city.

Upon motion of Senator Kirkman, action on the bill is postponed until Friday, May 8, 1959.

S. B. 239, a bill to amend S. B. 8, ratified the 11th of March, 1959, relating to the letting of public contracts for school construction in Brunswick County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 267, a bill amending General Statutes 153-9(12a) and General Statutes 153-48.5 so as to place Transylvania in the list of counties in which the board of county commissioners may fix the fees to be charged by county officers and the compensation of certain county officials and employees.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 280, a bill authorizing the transfer to the General Fund of Vance County of any delinquent taxes hereafter collected for the retirement of the Townsville Township railroad bonds.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 286, a bill to fix the fees, costs and commissions to be charged and collected by the clerk of the Superior Court of Edgecombe County Recorder's Court.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 292, a bill to amend Chapter 173 of the Session Laws of 1957 so as to fix the salaries of the clerk of Superior Court, sheriff and register of deeds of Beaufort County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 294, a bill to authorize the governing body of the town of Angier to release, settle or otherwise adjust taxes due prior to July 1, 1949.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 295, a bill relating to the authority of police officers of the town of Angier.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 296, a bill to authorize the coroner of Harnett County to appoint an assistant coroner to act in his absence.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 188, a bill to amend General Statutes 14-401.5, prohibiting fortune telling, so as to make the same applicable to Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 436, a bill appointing certain members of the Fairmont City Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 440, a bill to provide for the election of the county board of education in Chowan County.

The amendment offered by the committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 441, a bill designating successor trustees of the Edenton Academy created by Chapter 39, Public Laws of 1800, and amended by Chapter 4, Public Laws of 1844, and authorizing such trustees to execute a conveyance of certain school property bounded by Queen and Church Streets in the town of Edenton to the Edenton City Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 482, a bill providing for the election of members of the Moore County Board of Education and fixing their terms of office.

Passes its second and third readings and is ordered enrolled.

H. B. 533, a bill to amend General Statutes 160-66, relating to tax levies for libraries in Polk County.

Passes its second and third readings and is ordered enrolled.

H. B. 534, a bill to amend General Statutes 115-19, relating to the nomination and election of members of the board of education of Polk County.

Passes its second and third readings and is ordered enrolled.

H. B. 559, a bill to increase the number of deputy sheriffs in Wilkes County, to fix their salaries, and for other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 562, a bill authorizing the board of education of Caswell County to transfer certain surplus current expense school funds to the Special School Fund.

Passes its second and third readings and is ordered enrolled.

H. B. 570, a bill to amend Section 143-135 of the General Statutes, relating to public building contracts to regulate the construction of school buildings in Moore County.

Passes its second and third readings and is ordered enrolled.

H. B. 582, a bill to authorize the board of commissioners of Washington County to fix the fees and commissions which may be charged by the register of deeds of Washington County for the performance of any service or duty of his office as required by law.

Passes its second and third readings and is ordered enrolled.

H. B. 586, a bill relating to collection of wine and beer license taxes in Franklin County.

Passes its second and third readings and is ordered enrolled.

H. B. 602, a bill amending General Statutes 115-70 so as to authorize the Polk County Board of Education to appoint a separate committee of five for the new consolidated high school district recently created in the Polk County Administrative Unit.

Passes its second and third readings and is ordered enrolled.

H. B. 606, a bill to amend General Statutes 6-52, relating to the witness fees of salaried law enforcement officers in the criminal courts of Wayne County.

Passes its second and third readings and is ordered enrolled.

H. B. 310, a bill relative to the taxation of dry cleaning and laundry plants and solicitors of dry cleaning and laundry work, upon second reading.

The bill passes its second reading by roll call vote, ayes 31, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Currie of Durham, Currie of Moore, Frink, Garrison, Garriss, Hamilton, Hancock, Jordan, Kesler, Kirkman, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomason, Warren, Williamson—31.

S. B. 260, a bill to provide for reserves for losses in building and loan or savings and loan associations.

The amendment offered by the committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

House Committee substitute for S. B. 110, a bill to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters.

Passes its second and third readings and is ordered enrolled.

H. B. 448, a bill to promote the establishment and development of educational facilities and programs for selected inmates of the State Prison System.

Passes its second and third readings and is ordered enrolled.

H. B. 478, a bill amending General Statutes 115-74 so as to provide that when district lines are changed as between and among districts that have voted the same rate of supplemental tax, the same shall not have the effect of abolishing such tax.

Passes its second and third readings and is ordered enrolled.

H. B. 491, a bill to amend General Statutes 160-176, relating to changes in zoning ordinances by municipalities.

Passes its second and third readings and is ordered enrolled.

H. R. 720, a joint resolution petitioning the Commodity Credit Corporation for certain changes in regulations relating to the Agricultural Stabilization Corporation loan program for grain storage facilities.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Rutledge, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

SEVENTY-SIXTH DAY

SENATE CHAMBER,
Saturday, May 2, 1959.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland, the Principal Clerk S. Ray Byerly calls Senator Medford to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Jordan for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. A. T. Medford, mother of Senator Medford of Haywood County, Mr. and Mrs. A. J. Lollis, sister and brother-in-law of Senator Medford, and Billy Mease is made an honorary page of the Senate.

Upon motion of Senator Jordan, the Senate adjourns to meet Monday evening at 8 o'clock.

SEVENTY-SEVENTH DAY

SENATE CHAMBER,
Monday, May 4, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. B. E. Dotson of the First Presbyterian Church, Carthage, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Moore, James Edwin Clement, Jr., is made an honorary page of the Senate.

Upon motion of Senator Currie of Moore, the courtesies of the lobby are extended to Mrs. B. E. Dotson of Moore County, and Thomas Young Dotson is made an honorary page of the Senate.

Upon motion of Senator Andrews, the courtesies of the lobby are extended to Dr. and Mrs. Wrenn of Chatham County, and Steve and Mickie Wrenn, sons of Dr. and Mrs. Wrenn are made honorary pages of the Senate.

Upon motion of Senator Medford, the courtesies of the lobby are extended to T. N. Massey of Haywood County.

Upon motion of Senator Hancock, the courtesies of the galleries are extended to the teacher and the students studying Government at Saint Mary's Junior College of Raleigh, N. C.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 260, a bill to provide for reserves for losses in building and loan or savings and loan associations.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Warren: S. R. 309, a resolution expressing sympathy in the death of the infant child of Senator and Mrs. Elbert S. Peel, Jr.

Upon motion of Senator Warren, the resolution is adopted.

By Senator Frink: S. B. 310, a bill to authorize the qualified voters of the town of Shallotte to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

By Senator Jordan: S. B. 311, a bill to amend General Statutes 105-90 relating to privilege license tax for employment agencies so as to provide for a standard and uniform rate of taxation for such agencies.

Referred to Committee on Finance.

By Senator Stikeleather: S. R. 312, a joint resolution honoring the life and memory of Brandon P. Hodges, former member of the State Senate, former Treasurer of North Carolina, who served his State with honor and distinction.

Upon motion of Senator Stikeleather, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Moore: S. B. 313, a bill repealing Chapter 884, Session Laws of 1955, which created a wildlife refuge at the Lumberton Steam Electric Plant Cooling Pond.

Referred to Committee on Wildlife.

By Senator Morgan of Harnett: S. B. 314, a bill to authorize the board of county commissioners of Harnett County to fix the fees to be charged by the sheriff, clerk of the Superior Court, and register of deeds of Harnett County.

Referred to Committee on Judiciary No. 2.

By Senator Currie of Durham: S. B. 315, a bill to amend General Statutes 14-399 relating to the placing of litter and refuse on the right of way of any public road.

Referred to Committee on Judiciary No. 1.

By Senator Morgan of Cleveland: S. B. 316, a bill to authorize the board of county commissioners of Cleveland County to appropriate nontax revenue funds to rescue teams organized under the Civil Defense Act.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 485, a bill to amend General Statutes 135-5 relating to benefits under the Teachers' and State Employees' Retirement System.

Referred to Committee on Appropriations.

H. B. 535, a bill to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System.

Referred to Committee on Appropriations.

H. B. 558, a bill to change the fees of the sheriff of Wilkes County.

Referred to Committee on Salaries and Fees.

H. B. 587, a bill to amend General Statutes 108-9 to prohibit the payment of welfare or public assistance funds for the care of occupants of nursing homes or homes for the aged or infirm owned or operated by members of public welfare and other boards or their relatives.

Referred to Committee on Public Welfare.

H. B. 596, a bill to amend General Statutes 135-5, relating to the Teachers' and State Employees' Retirement System, so as to make more definite the procedure for retirement.

Referred to Committee on Appropriations.

H. B. 598, a bill to amend General Statutes 135-14, relating to pensions of certain teachers and State employees.

Referred to Committee on Appropriations.

H. B. 621, a bill to amend Chapter 238 of the Session Laws of 1959, the same being H. B. 360, ratified April 7, 1959, entitled "A bill to be entitled an act rewriting Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the State-wide Primary Laws."

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 640, a bill authorizing the governing body of the city of Roxboro to exchange certain property owned by said city for certain other property owned by Mrs. G. W. Kane, Jr., and W. D. Merritt in order to enable the city to widen a portion of Gordon Street.

Referred to Committee on Counties, Cities and Towns.

H. B. 645, a bill rewriting Section 4, Chapter 403, Public Laws of 1891, so as to provide for the election and term of office of the members of the Shelby City Board of Education.

Referred to Committee on Education.

H. B. 670, a bill to amend General Statutes 105-405, relating to the release or remission of taxes by local taxing authorities.

Referred to Committee on Finance.

H. B. 671, a bill to authorize the board of county commissioners of Graham County to pay mileage to sheriff's department for travel outside county.

Referred to Committee on Salaries and Fees.

H. B. 698, a bill authorizing the board of commissioners of Cabarrus County to fix, within the limits specified, the compensation of the clerk of the Superior Court and the register of deeds of said county.

Referred to Committee on Judiciary No. 2.

H. B. 704, a bill to create a law enforcement officers relief fund for the peace officers association of Cumberland County.

Referred to Committee on Local Government.

S. B. 22, a bill to amend General Statutes 113-136 relating to the taking of clams, shrimp, fish and oysters by persons for their own personal use, for concurrence in the House amendments.

Upon motion of Senator Frink, the Senate concurs in the House amendments and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 538, a bill to amend Chapter 255, Private Laws of 1927, to provide for the extension of the corporate limits of the town of Newport in Carteret County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—44.

H. B. 613, a bill to create the Charlotte-Mecklenburg Recreation Commission, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—44.

H. B. 647, a bill to extend the corporate limits of the town of Pineville in Mecklenburg County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—44.

S. B. 298, a bill to appoint a member of the board of education of New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 299, a bill relating to the qualifications for membership on the board of county commissioners of New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 300, a bill to amend General Statutes 47-17.1 relating to the designation of draftsmen on documents accepted for probate or recordation so as to include New Hanover County within the provisions of the Statute.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 304, a bill to amend Chapter 837 of the Session Laws of 1955 relating to Lincoln County.

Senator Garrison offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 611, a bill authorizing the board of county commissioners of Graham County to transfer the sum of three thousand dollars from the Debt Service Fund to the general fund of the county.

Passes its second and third readings and is ordered enrolled.

H. B. 612, a bill to authorize the Charlotte and Mecklenburg School Boards to cooperate with other agencies in providing recreational facilities in Charlotte and Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 648, a bill authorizing the board of county commissioners of Mecklenburg County to adopt by resolution the county manager form of government.

Passes its second and third readings and is ordered enrolled.

H. B. 657, a bill to require persons, firms and corporations to furnish, upon request of the register of deeds of Washington County, blank copies of sales contracts, retain title contracts, mortgages and all other forms of instruments used by said persons, firms and corporations in the transaction of their business and which are recorded in the office of the register of deeds.

Passes its second and third readings and is ordered enrolled.

H. B. 663, a bill to authorize the governing body of the town of Ayden to execute a deed reconveying certain property situated in Pitt County to E. F. Dennis and wife.

Passes its second and third readings and is ordered enrolled.

H. B. 697, a bill to authorize the expenditure of certain surplus funds for the erection of a county building in Polk County.

Passes its second and third readings and is ordered enrolled.

H. B. 310, a bill relative to the taxation of dry cleaning and laundry plants and solicitors of dry cleaning and laundry work, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—44.

The bill is ordered enrolled.

H. B. 463, a bill to re-enact Article 22 of Chapter 143 of the General Statutes relating to the creation, authority and powers of the North Carolina State Ports Authority.

Passes its second and third readings and is ordered enrolled.

H. B. 568, a bill to convey the State's interest in a tract of land used by Saint Ambrose Episcopal Church for religious purposes.

Upon motion of Senator Thomas, the bill is re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Stikeleather, the Senate adjourns in honor of the memory of Brandon P. Hodges, former State Senator and Treasurer of North Carolina, to meet tomorrow at 12 o'clock.

SEVENTY-EIGHTH DAY

SENATE CHAMBER,
Tuesday, May 5, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to the teachers and the students of the Selma School of Johnston County.

Upon motion of Senator Humber, the courtesies of the lobby are extended to Mrs. T. M. Watson and Mrs. Sam Goodwin of Pitt County.

Upon motion of Senator Kirkman, the courtesies of the lobby are extended to former Reading Clerk James White of Wake County, Mrs. James White, Jr., Mrs. James White, Sr., and Patricia Ann White and Katherine Elizabeth White are made honorary pages of the Senate.

Upon motion of Senator Garrison, the courtesies of the lobby are extended to Rev. Lynwood Peterson of Lincoln County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to J. F. Womble of Wake County.

Upon motion of Senator Mercer, the courtesies of the lobby are extended to Hubert Boney of Duplin County.

Upon motion of Senator Bell, the courtesies of the galleries are extended to the teachers and the students of the Myers Park School of Mecklenburg County.

Upon motion of Senator Hancock, the courtesies of the floor are extended to former Speaker of the House of Representatives and former Lieutenant Governor R. L. Harris, Mrs. Harris and Mr. and Mrs. Gordan Allen all of Person County.

Upon motion of Senator Copeland, Committee substitute for H. B. 485, a bill to amend General Statutes 135-5, relating to benefits under Teachers' and State Employees' Retirement System, is taken from the Committee on Appropriations and re-referred to the Committee on Retirement, Employment Security.

Upon motion of Senator Copeland, H. B. 598, a bill to amend General Statutes 135-14, relating to pensions of certain teachers and State employees, is taken from the Committee on Appropriations and re-referred to the Committee on Retirement, Employment Security.

Upon motion of Senator Copeland, H. B. 596, a bill to amend General Statutes 135-5, relating to Teachers' and State Employees' Retirement System, so as to make more definite the procedure for retirement, is taken from the Committee on Appropriations and re-referred to the Committee on Retirement, Employment Security.

Upon motion of Senator Copeland, H. B. 535, a bill to amend Chapter 135 of the General Statutes, relating to the Teachers' and State Employees' Retirement System, is taken from the Committee on Appropriations and re-referred to the Committee on Retirement, Employment Security.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 720, a joint resolution petitioning the commodity credit corporation for certain changes in regulations relating to the agricultural stabilization corporation loan program for grain storage facilities.

S. B. 110, an act to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters.

S. B. 270, an act to repeal Chapter 426 of the Public Local Laws of 1919, relating to meter adjusters in New Hanover County.

S. B. 271, an act to amend Chapter 271 of the Public Local Laws of 1929, relating to the emergency and pension fund for law enforcement officers of New Hanover County.

S. B. 272, an act to amend Article 36 of Chapter 160 of the General Statutes so as to make the same applicable to New Hanover County.

H. B. 188, an act to amend General Statutes 14-401.5, prohibiting fortune telling, so as to make the same applicable to Currituck County.

H. B. 436, an act appointing certain members of the Fairmont City Board of Education.

H. B. 441, an act designating successor trustees of the Edenton Academy created by Chapter 39, Public Laws of 1800, and amended by Chapter 4, Public Laws of 1844, and authorizing such trustees to execute a conveyance of certain school property bounded by Queen and Church Streets in the town of Edenton to the Edenton City Board of Education.

H. B. 448, an act to promote the establishment and development of educational facilities and programs for selected inmates of the State Prison System.

H. B. 478, an act amending General Statutes 115-74 so as to provide that when district lines are changed as between and among districts that have voted the same rate of supplemental tax, the same shall not have the effect of abolishing such tax.

H. B. 482, an act providing for the election of members of the Moore County Board of Education and fixing their terms of office.

H. B. 491, an act to amend General Statutes 160-176, relating to changes in zoning ordinances by municipalities.

H. B. 533, an act to amend General Statutes 160-66, relating to tax levies for libraries in Polk County.

H. B. 534, an act to amend General Statutes 115-19, relating to the nomination and election of members of the board of education of Polk County.

H. B. 559, an act to increase the number of deputy sheriffs in Wilkes County, to fix their salaries, and for other purposes.

H. B. 562, an act authorizing the board of education of Caswell County to transfer certain surplus current expense school funds to the special school fund.

H. B. 570, an act to amend Section 143-135 of the General Statutes, relating to public building contracts to regulate the construction of school buildings in Moore County.

H. B. 582, an act to authorize the board of commissioners of Washington County to fix the fees and commissions which may be charged by the register of deeds of Washington County for the performance of any service or duty of his office as required by law.

H. B. 586, an act relating to collection of wine and beer license taxes in Franklin County.

H. B. 602, an act amending General Statutes 115-70 so as to authorize the Polk County Board of Education to appoint a separate committee of five for the new consolidated high school district recently created in the Polk County Administrative Unit.

H. B. 606, an act to amend General Statutes 6-52, relating to the witness fees of salaried law enforcement officers in the criminal courts of Wayne County.

S. B. 22, an act to amend General Statutes 113-136, relating to the taking of clams, shrimp, fish and oysters by persons for their own personal use.

H. B. 310, an act relative to the taxation of dry cleaning and laundry plants and solicitors of dry cleaning and laundry work.

H. B. 463, an act to re-enact Article 22 of Chapter 143 of the General Statutes, relating to the creation, authority, and powers of the North Carolina State Ports Authority.

H. B. 611, an act authorizing the board of county commissioners of Graham County to transfer the sum of three thousand dollars from the debt service fund to the general fund of the County.

H. B. 612, an act to authorize the Charlotte and Mecklenburg School Boards to co-operate with other agencies in providing recreational facilities in Charlotte and Mecklenburg County.

H. B. 648, an act authorizing the board of county commissioners of Mecklenburg County to adopt by resolution the county manager form of government.

H. B. 657, an act to require persons, firms and corporations to furnish, upon request of the register of deeds of Washington County, blank copies of sales contracts, retain title contracts, mortgages and all other forms of instruments used by said persons, firms and corporations in the transaction of their business and which are recorded in the office of the register of deeds.

H. B. 663, an act to authorize the governing body of the town of Ayden to execute a deed reconveying certain property situated in Pitt County to E. F. Dennis and wife.

H. B. 697, an act to authorize the expenditure of certain surplus funds for the erection of a county building in Polk County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 297, a bill to authorize the installation and use of sirens and red lights on motor vehicles used by the sheriff and deputy sheriffs of any county for law enforcement purposes, with a favorable report.

S. B. 314, a bill to authorize the board of county commissioners of Harnett County to fix the fees to be charged by the sheriff, clerk of the Superior Court, and register of deeds of Harnett County, with a favorable report.

H. B. 99, a bill to prevent the disenfranchisement of certain stock held by trust institutions in a fiduciary capacity, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 223, a bill to amend General Statutes 130-57, relating to the performance of notarial acts by registers of deeds, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 290, a bill to amend General Statutes 160-272, relating to pleading municipal ordinances in judicial proceedings, with a favorable report, as amended.

H. B. 527, a bill to amend Chapter 90 of the General Statutes, relating to the practice of optometry, with a favorable report.

H. B. 529, a bill to amend Chapter 90 of the General Statutes, relating to the practice of optometry, with a favorable report.

By Senator Bell, for the Committee on Courts and Judicial Districts:

H. B. 589, a bill to amend General Statutes 7-54, relating to special judges of Superior Court, with a favorable report.

By Senator Yow, for the Committee on Counties, Cities and Towns:

H. B. 666, a bill to amend the charter of the city of Monroe, relating to the number of the board of aldermen of said city, providing for a vote by the mayor of said city, and prescribing the salaries of said mayor and other officials of said city, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ross: S. B. 317, a bill amending various Sections of Chapter 115 of the General Statutes and defining the North Carolina public school system as consisting of eleven grades instead of twelve and providing for a school year of two hundred days instead of one hundred eighty days.

Referred to Committee on Education.

By Senators Yow and Frink: S. B. 318, a bill to authorize the expenditure of not to exceed \$150,000 out of the Contingency and Emergency Fund for the construction of Shore Protective Works.

Referred to Committee on Conservation and Development.

By Senator Yow: S. B. 319, a bill to amend Chapter 264 of Public Local Laws of 1937, relating to the collection of taxes by city-county tax collector for the town of Carolina Beach in New Hanover County.

Referred to Committee on Finance.

By Senator Snow: S. B. 320, a bill to authorize the qualified voters of the town of Mount Airy to determine whether or not alcoholic beverage control stores shall be established in said town and to prescribe the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

By Senator Morgan of Harnett: S. B. 321, a bill to amend sub-Chapter V of Chapter 54 of the General Statutes to permit a cooperative marketing corporation organized under such sub-Chapter to disburse small sums owed to a deceased member in the absence or after the closing of the administration of his estate.

Referred to Committee on Judiciary No. 2.

By Senator Cooke: S. B. 322, a bill amending General Statutes 7-68 so as to divide the Fourteenth District into two Districts, designated as "Solicitorial District No. 14" and "Solicitorial District No. 14A", and to provide for the appointment and election of the solicitor for District No. 14A.

Referred to Committee on Courts and Judicial Districts.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 287, a bill to extend the power of arrest to officers and men of units of the National Guard in certain emergencies, for concurrence in the House amendment.

Upon motion of Senator Blackburn, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 597, a bill to amend Article 3 of Chapter 128 of the General Statutes, relating to the North Carolina Local Governmental Employees' Retirement System.

Referred to Committee on Retirement, Employment Security.

H. B. 655, a bill relating to the compensation of the chairman and of the other members of the board of commissioners of Catawba County.

Referred to Committee on Salaries and Fees.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 538, a bill to amend Chapter 255, Private Laws of 1927, to provide for the extension of the corporate limits of the town of Newport in Carteret County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williamson, Winslow, Yow—46.

The bill is ordered enrolled.

H. B. 613, a bill to create the Charlotte-Mecklenburg Recreation Commission, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williamson, Winslow, Yow—46.

The bill is ordered enrolled.

H. B. 647, a bill to extend the corporate limits of the town of Pineville in Mecklenburg County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williamson, Winslow, Yow—46.

The bill is ordered enrolled.

S. B. 72, a bill to amend Chapter 55 of the North Carolina General Statutes.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Medford, action on the bill is postponed until Thursday, May 14, 1959.

S. B. 233, a bill to make violation of General Statutes 18-6.1 a misdemeanor, and to provide for the punishment thereof.

The amendment offered by the Committee is adopted.

Upon motion of Senator Jolly, action on the bill is postponed until Tuesday, May 19, 1959.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

SEVENTY-NINTH DAY

SENATE CHAMBER,
Wednesday, May 6, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. Hayden Cartner of the Baptist Church, of Stoney Point, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Medford, the courtesies of the lobby are extended to Frank Medford and Carl Green of Haywood County.

Upon motion of Senator Stikeleather, the courtesies of the lobby are extended to Weldon Weir of Buncombe County.

Upon motion of Senator Simpkins, the courtesies of the floor are extended to former Senator John Dawson of Lenoir County.

Upon motion of Senator Morgan of Cleveland, the courtesies of the floor are extended to former Speaker of the House of Representatives O. M. Mull of Cleveland County.

Upon motion of Senator Davis, H. R. 694, a joint resolution honoring the life and memory of Virgil A. Wilson, a former member of the General Assembly from Forsyth County, is taken from the Committee on Rules and placed upon today's Calendar.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 312, a joint resolution honoring the life and memory of Brandon P. Hodges, former member of the State Senate, former Treasurer of North Carolina, who served his State with honor and distinction.

S. B. 287, an act to extend the power of arrest to officers and men of units of the National Guard in certain emergencies.

H. B. 440, an act to provide for the election of the county board of education in Chowan County.

H. B. 538, an act to amend Chapter 225, Private Laws of 1927, to provide for the extension of the corporate limits of the town of Newport in Carteret County.

H. B. 613, an act to create the Charlotte-Mecklenburg Recreation Commission.

H. B. 647, an act to extend the corporate limits of the town of Pineville in Mecklenburg County.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 304, a bill to amend Chapter 837 of the Session Laws of 1955, relating to Lincoln County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Morgan of Harnett, for the Committee on Propositions and Grievances:

H. B. 213, a bill prohibiting the sale of beer or wine within one mile of Mountain View Baptist Church or Mountain View Public School at Hayes, North Carolina in Wilkes County, with a favorable report.

S. B. 310, a bill to authorize the qualified voters of the town of Shallotte to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof, with a favorable report.

By Senator Rutledge, for the Committee on Public Health:

S. B. 253, a bill relating to the use of ionizing radiation, radiation machines, and radioactive materials, and atomic energy, with a favorable report.

S. B. 289, a bill to amend Chapter 1131 of the Session Laws of 1951, relating to health and the practice of physical therapy, with a favorable report.

By Senator Currie of Moore, for the Committee on Public Welfare:

S. B. 243, a bill to provide for the appointment of a special county attorney and to define his duties, with a favorable report, as amended.

H. B. 601, a bill to amend Chapter 130 of the General Statutes, relating to records of birth of abandoned children, with a favorable report.

By Senator Hamilton, for the Committee on Retirement, Employment Security:

S. B. 224, a bill to amend the next to the last paragraph of General Statutes 95-17, relating to the number of days that a male person may be employed in any period of fourteen consecutive days, for the purpose of clarifying said section and to bring said section into conformity and compliance with the Fair Labor Standards Act of 1938, as amended, with a favorable report.

S. B. 225, a bill to amend General Statutes 7-51 so as to make consistent the retirement provisions with respect to Justices of the Supreme Court, Superior Court Judges and the Attorney General, with a favorable report.

S. B. 259, a bill to make appropriations so as to provide social security coverage for State law enforcement officers who are members of the Law Enforcement Officers' Benefit and Retirement Fund, with a favorable report.

Upon motion of Senator Hamilton, the bill is re-referred to the Committee on Appropriations.

H. B. 485, a bill to amend General Statutes 135-5, relating to benefits under the Teachers' and State Employees' Retirement System, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Williamson: S. B. 323, a bill to authorize the coroner of Columbus County to appoint an assistant coroner to act in his absence.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 610, a bill repealing Chapter 210, Session Laws of 1951, as modified by Chapter 598, Session Laws of 1955, and amending Chapter 826, Session Laws of 1957, relating to the rotation of the position of Democratic candidates for the office of State Senator among the counties of Cherokee, Clay, Graham, Macon and Swain, which constitute the Thirty-Third Senatorial District.

Referred to Committee on Election Laws and Senatorial Districts.

House Committee substitute for S. B. 97, a bill to clarify the exemption of certain property for ad valorem taxation.

Referred to Committee on Finance.

S. B. 135, a bill to amend General Statutes 1-175, relating to the time within which application for continuance before term must be made, for concurrence in the House amendment.

Upon motion of Senator Peel, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 137, a bill to rewrite General Statutes 8-72, relating to the notice required for taking depositions, for concurrence in the House amendment.

Upon motion of Senator Peel, the bill is placed upon the Calendar for Thursday, May 7, 1959.

HOUSE OF REPRESENTATIVES,
Wednesday, May 6, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 698, entitled "a bill to be entitled an act authorizing the board of commissioners of Cabarrus County to fix, within the limits specified, the compensation of the clerk of the Superior Court and the register of deeds of said county."

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Rutledge, the Senate takes no action on the bill at this time.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 694, a joint resolution honoring the life and memory of Virgil A. Wilson, a former member of the General Assembly from Forsyth County.

Passes its second and third readings and is ordered enrolled.

S. B. 314, a bill to authorize the board of county commissioners of Harnett County to fix the fees to be charged by the sheriff, clerk of the Superior Court, and register of deeds of Harnett County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 666, a bill to amend the Charter of the City of Monroe, relating to the number of the board of aldermen of said city, providing for a vote by the mayor of said city, and prescribing the salaries of said mayor and other officials of said city.

Passes its second and third readings and is ordered enrolled.

S. B. 161, a bill relating to the uniform assessment of property for ad valorem tax purposes.

Upon motion of Senator Kirkman, the Committee substitute bill is adopted, this constituting the first reading of the bill, and the bill remains upon the Calendar for its second roll call reading.

S. B. 162, a bill to provide for the systematic revaluation of property for ad valorem tax purposes.

Upon motion of Senator Kirkman, the substitute bill offered by the Committee is adopted, this constituting the first reading of the bill, and the bill remains upon the Calendar for its second roll call reading.

H. B. 529, a bill to amend Chapter 90 of the General Statutes, relating to the practice of optometry, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

S. B. 223, a bill to amend General Statutes 130-57, relating to the performance of notarial acts by registers of deeds.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 290, a bill to amend General Statutes 160-272, relating to pleading municipal ordinances in judicial proceedings.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 297, a bill to authorize the installation and use of sirens and red lights on motor vehicles used by the sheriff and deputy sheriffs of any county for law enforcement purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

Senate Committee substitute for H. B. 99, a bill to prevent the disenfranchisement of certain stock held by trust institutions in a fiduciary capacity.

The substitute bill offered by the Committee is adopted.

The bill passes its second reading.

Upon objection of Senator Hancock to its third reading, the bill remains upon the Calendar for its third reading.

H. B. 121, a bill to establish minimum wages in North Carolina.

Upon the passage of the bill upon its second reading, Senator Rose calls for "ayes" and "noes."

The call is sustained.

The bill passes its second reading by roll call vote, ayes 43, noes 6, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Yow—43.

Those voting in the negative are: Senators Davis, Duncan, Forsyth, Shelton, Williamson, Winslow—6.

Upon objection of Senator Henkel to its third reading, the bill remains upon the Calendar for its third reading.

H. B. 527, a bill to amend Chapter 90 of the General Statutes relating to the practice of optometry.

Passes its second and third readings and is ordered enrolled.

H. B. 589, a bill to amend General Statutes 7-54, relating to special judges of the Superior Court.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

EIGHTIETH DAY

SENATE CHAMBER,
Thursday, May 7, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. James Beckwith of St. Michael's Episcopal Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to the teachers and the students of the Boonville High School of Harnett County.

Upon motion of Senator Canipe, the courtesies of the lobby are extended to Rev. and Mrs. Bill Heaf of Mitchell County.

Upon motion of Senator Hamilton, the courtesies of the galleries are extended to the teachers and the students of the Frink High School of Carteret County.

Upon motion of Senator Blackburn, the courtesies of the floor are extended to former Senator Fred Royster of Vance County.

Upon motion of Senator Shelton, the courtesies of the floor are extended to former Senator Cameron Weeks and the courtesies of the lobby to Mrs. Cameron Weeks of Edgecombe County.

Upon motion of Senator Medford, the courtesies of the lobby are extended to Rev. and Mrs. T. E. Robbinette of Haywood County.

Upon motion of Senator Crew, S. B. 160, a bill to amend the first paragraph of General Statutes 1-42 so as to provide an additional method of proving title, is taken from the Committee on Judiciary No. 1 and placed upon today's Calendar.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 694, a joint resolution honoring the life and memory of Virgil A. Wilson, a former member of the General Assembly from Forsyth County.

S. B. 135, an act to amend General Statutes 1-175, relating to the time within which application for continuance before term must be made.

S. B. 241, an act to prohibit the taking of deer from public highways in Granville County.

S. B. 280, an act authorizing the transfer to the General Fund of Vance County of any delinquent taxes hereafter collected for the retirement of the Townsville Township railroad bonds.

S. B. 294, an act to authorize the governing body of the town of Angier to release, settle or otherwise adjust taxes due prior to July 1, 1949.

S. B. 295, an act relating to the authority of police officers of the town of Angier.

S. B. 296, an act to authorize the coroner of Harnett County to appoint an assistant coroner to act in his absence.

H. B. 527, an act to amend Chapter 90 of the General Statutes, relating to the practice of optometry.

H. B. 589, an act to amend General Statutes 7-54, relating to special judges of Superior Court.

H. B. 666, an act to amend the Charter of the City of Monroe, relating to the number of the board of aldermen of said city, providing for a vote by the mayor of said city, and prescribing the salaries of said mayor and other officials of said city.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 290, a bill to amend General Statutes 160-272, relating to pleading municipal ordinances in judicial proceedings.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Williams, for the Committee on Election Laws and Senatorial Districts:

H. B. 442, a bill to amend Chapter 366 of the Public, Local and Private Laws of 1939, relating to elections in the city of Charlotte, with a favorable report.

H. B. 462, a bill to provide for four-year staggered terms for councilmen, subject to approval by the voters, of the city of Reidsville in Rockingham County, with a favorable report.

H. B. 621, a bill to amend Chapter 238 of the Session Laws of 1959, the same being H. B. 360, ratified April 7, 1959, entitled "a bill to be entitled an act re-writing Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the State-wide primary laws," with a favorable report.

H. B. 665, a bill to amend the Charter of the City of Monroe so as to provide for the holding of primary elections for the nomination of candidates for the general municipal elections for said city, with a favorable report.

By Senator Hamilton, for the Committee on Retirement, Employment Security:

S. B. 293, a bill to amend General Statutes 135-5, relating to disability retirement allowances, with a favorable report.

H. B. 535, a bill to amend Chapter 135 of the General Statutes, relating to the Teachers' and State Employees' Retirement System, with a favorable report.

H. B. 575, a bill to amend Chapter 526 of the Session Laws of 1945, relating to the Local Governmental Employees' Retirement System, so as to make the same applicable to Gates County, with a favorable report.

H. B. 596, a bill to amend General Statutes 135-5, relating to the Teachers' and State Employees' Retirement System, so as to make more definite the procedure for retirement, with a favorable report.

H. B. 597, a bill to amend Article 3 of Chapter 128 of the General Statutes, relating to the North Carolina Local Governmental Employees' Retirement System, with a favorable report.

H. B. 598, a bill to amend General Statutes 135-14, relating to pensions of certain teachers and State employees, with a favorable report, as amended.

By Senator Frink, for the Committee on Insurance:

H. B. 283, a bill to amend Chapter 58, Article 22, relating to reserve valuation and non-forfeiture benefits of life insurance policies, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

H. B. 698, a bill authorizing the board of commissioners of Cabarrus County to fix, within the limits specified, the compensation of the clerk of the Superior Court and the register of deeds of said county, with an unfavorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 305, a bill to provide for a purchasing agent for Mecklenburg County, with a favorable report.

H. B. 384, a bill to amend Article 2 of Chapter 39 of the General Statutes, relating to conveyances of real property by husband and wife, with a favorable report, as amended.

H. B. 494, a bill to amend General Statutes 160-281.1, relating to validation of conveyances by cities, towns and school boards, with a favorable report.

H. B. 578, a bill to amend General Statutes 47-94, relating to the validation of certain acknowledgments, proofs of execution, and registration of certain mortgages and deeds of trust, with a favorable report.

H. B. 642, a bill to permit the State Bureau of Investigation to equip its vehicles with sirens and other special equipment, with a favorable report.

H. B. 650, a bill to validate the actions and proceedings of the city council of the city of Durham in extending the corporate limits of said city, with a favorable report.

H. B. 651, a bill to validate the actions and proceedings of the city council of the city of Durham in re-defining and rearranging election wards in said city, with a favorable report.

H. B. 653, a bill amending Chapter 1227 of the 1953 Session Laws entitled "an act to authorize the county commissioners of each county in this State to fix the salaries or other compensation of all elective and appointive county officials and employees drawing compensation from said counties," and as heretofore amended, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Yow: S. B. 324, a bill to amend General Statutes 1-285, relating to appeals from the Superior Court of this State to the Supreme Court.

Referred to Committee on Judiciary No. 2.

By Senator Yow: S. B. 325, a bill to amend Chapter 669 of the Session Laws of 1943, relating to the retirement system of the employees of New Hanover County.

Referred to Committee on Judiciary No. 2.

By Senator Hamilton: S. B. 326, a bill to amend Chapter 97 of the General Statutes to provide retirement benefits for members of the Industrial Commission.

Referred to Committee on Retirement, Employment Security.

By Senator Davis: S. B. 327, a bill to amend General Statutes 113-111 to provide for an open season on foxes in Forsyth County.

Referred to Committee on Wildlife.

By Senator Crew: S. B. 328, a bill to fix the compensation of the members of the Halifax County Board of Education.

Referred to Committee on Judiciary No. 1.

By Senator Shelton: S. B. 329, a bill to amend the Charter of the Town of Princeville to enlarge the corporate boundaries thereof.

Referred to Committee on Local Government.

By Senator Blackburn: S. B. 330, a bill enabling the county of Vance and the city of Henderson to establish an airport authority for the maintenance of airport facilities for the citizens of Vance County.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 16, a bill amending General Statutes 136-18 so as to authorize and require the State Highway Commission to repair and maintain ways to public cemeteries.

Referred to Committee on Appropriations.

H. B. 80, a bill to amend General Statutes 113-111 so as to add the county of Greene to the counties in which there is no closed season for fox hunting.

Referred to Committee on Wildlife.

H. B. 433, a bill to amend Chapter 135 of the General Statutes so as to permit social security coverage of State employees who are members of the Law Enforcement Officers' Benefit and Retirement Fund and for other purposes.

Referred to Committee on Retirement, Employment Security.

H. B. 592, a bill to authorize the town of Mooresville to sell certain real estate at private sale.

Referred to Committee on Local Government.

H. B. 644, a bill to create a peace officers' relief fund for the county of Chowan.

Referred to Committee on Counties, Cities and Towns.

H. B. 649, a bill to amend General Statutes 153-77, relating to the purposes for which bonds may be issued and taxes levied by counties.

Referred to Committee on Finance.

H. B. 687, a bill to permit red foxes and bobcats to be taken in Sampson County at any time.

Referred to Committee on Wildlife.

H. B. 701, a bill to authorize the hunting and taking of foxes in certain portions of Currituck County at any time during the year.

Referred to Committee on Wildlife.

H. B. 710, a bill relating to the operation of loud speakers, radios, piccolos, phonographs or other machinery or devices for the reproduction of musical and human voices outside of buildings after 11:00 o'clock at night in the rural areas of Lee County.

Referred to Committee on Counties, Cities and Towns.

H. B. 712, a bill relating to the operation or playing of pool or billiards on Sunday in the rural areas of Lee County.

Referred to Committee on Counties, Cities and Towns.

H. B. 727, a bill to authorize the board of county commissioners of Polk County to adjust or cancel delinquent tax accounts for the period 1951 through 1955.

Referred to Committee on Finance.

H. B. 733, a bill to amend Chapter 422 of the Session Laws of 1957, relating to the Columbus County Law Enforcement Officers' Relief Fund.

Referred to Committee on Counties, Cities and Towns.

H. B. 735, a bill to amend Chapter 338, Private Laws of 1909, and Chapter 366, Public Local Laws of 1939, relating to the recorder's court of the city of Charlotte in Mecklenburg County.

Referred to Committee on Courts and Judicial Districts.

H. B. 737, a bill authorizing an election in Lee County upon the question of districting the county for the nomination of county commissioners.

Referred to Committee on Counties, Cities and Towns.

H. B. 738, a bill relating to the terms of office of the members of the board of county commissioners of Lee County.

Referred to Committee on Counties, Cities and Towns.

H. B. 739, a bill to validate certain acts of the town commissioners of the town of Lewiston in Bertie County, relating to the paving of streets in the town of Lewiston during the year 1957.

Referred to Committee on Local Government.

H. B. 742, a bill providing that costs of meals furnished to prisoners in the Perquimans County jail shall be included in the bill of costs in criminal cases.

Referred to Committee on Judiciary No. 1.

H. B. 743, a bill amending General Statutes 160-68 so as to provide for seven library trustees in the city of Concord.

Referred to Committee on Judiciary No. 2.

H. B. 744, a bill to provide for the appointment of a part-time assistant clerk of Superior Court in Burke County and to fix his compensation.

Referred to Committee on Counties, Cities and Towns.

H. B. 748, a bill to amend Chapter 115 of the Public Local Laws of 1913 so as to enable trial on the original warrant of misdemeanor cases appealed from the county criminal court of Scotland County to the Superior Court.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 310, a bill to authorize the qualified voters of the town of Shallotte to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

Senator Frink offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 213, a bill prohibiting the sale of beer and wine within one mile of Mountain View Baptist Church or Mountain View Public School at Hays, North Carolina, in Wilkes County.

Passes its second and third readings and is ordered enrolled.

H. B. 529, a bill to amend Chapter 90 of the General Statutes relating to the practice of optometry, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

S. B. 161, a bill relating to the uniform assessment of property for ad valorem tax purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

S. B. 162, a bill to provide for the systematic revaluation of property for ad valorem tax purposes, upon second reading.

Senator Alford offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross,

Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

Senate substitute bill for H. B. 99, a bill to prevent the disenfranchisement of certain stock held by trust institutions in a fiduciary capacity.

Upon motion of Senator Yow, action on the bill is postponed until Wednesday, May 13, 1959.

H. B. 121, a bill to establish minimum wages in North Carolina, upon third reading.

Upon passage of the bill upon third reading, Senator Frink calls for the "ayes" and "noes."

The call is sustained.

The bill passes its third reading by roll call vote, ayes 42, noes 6, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Yow—42.

Those voting in the negative are: Senators Davis, Duncan, Forsyth, Shelton, Williamson, Winslow—6.

The bill is ordered enrolled.

S. B. 137, a bill to rewrite General Statutes 8-72, relating to the notice required for taking depositions, for concurrence in the House amendment.

Upon motion of Senator Peel, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 160, a bill to amend the first paragraph of General Statutes 1-42 so as to provide an additional method of proving title, for concurrence in the House amendment.

Upon motion of Senator Mercer, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 224, a bill to amend the next to the last paragraph of General Statutes 95-17, relating to the number of days that a male person may be employed in any period of fourteen consecutive days, for the purpose of clarifying said section and to bring said section into conformity and compliance with the Fair Labor Standards Act of 1938, as amended.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 225, a bill to amend General Statutes 7-51 so as to make consistent the retirement provisions with respect to Justices of the Supreme Court, Superior Court Judges and the Attorney General.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 243, a bill to provide for the appointment of a special county attorney and to define his duties.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Andrews to its third reading, the bill remains upon the Calendar.

S. B. 253, a bill relating to the use of ionizing radiation, radiation machines, and radioactive materials, and atomic energy.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 289, a bill to amend Chapter 1131 of the Session Laws of 1951, relating to health and the practice of physical therapy.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 485, a bill to amend General Statutes 135-5, relating to benefits under the Teachers' and State Employees' Retirement System.

Upon motion of Senator Hamilton, the bill is re-referred to the Committee on Retirement, Employment Security.

H. B. 601, a bill to amend Chapter 130 of the General Statutes, relating to records of birth of abandoned children.

Passes its second and third readings and is ordered enrolled.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Thursday, May 7, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to Joint Resolution 661 entitled, "a joint resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late W. Kerr Scott", the House stands ready to receive the Senate in Joint Session at the hour of 8:00 P. M.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Morgan of Cleveland, the Senate recesses until 8 o'clock this evening to meet in Joint Session in the Hall of the House of Representatives for the purpose of accepting the portrait of the late W. Kerr Scott and upon dissolution of the Joint Session, the Senate adjourns to meet tomorrow morning at 11 o'clock.

EVENING SESSION

HOUSE OF REPRESENTATIVES,
Thursday, May 7, 1959.

The Senate meets in the Hall of the House of Representatives in Joint Session pursuant to H. R. 661, a joint resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late W. Kerr Scott.

The Joint Session is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. Ralph L. Buchanan, pastor of the Hawfield Presbyterian Church of Alamance County.

The President recognizes Elizabeth White Lowdermilk, granddaughter of former Governor W. Kerr Scott. Miss Lowdermilk draws the curtain from the portrait in presenting it to the State of North Carolina on behalf of the family of Governor Scott.

The Speaker of the House of Representatives, Addison Hewlett, Jr., recognizes Honorable Terry Sanford, who delivers the following address:

We are brought together in this historic Capitol, in the tradition of our people, to add another portrait to the gallery of leaders who have carried North Carolina to preeminence. Here, tonight, gallant, rugged Kerr Scott takes his place in North Carolina's honored halls of grateful memory.

This painting of William Kerr Scott, done by Howard Chandler Christy, made possible by his co-workers and friends, and presented by his wife and family, will, in the course of generations to come, be displayed in many different places.

It may be placed in the Agriculture Department where he gave zealous leadership for nearly a dozen years. It may spend some time in the Highway Building from whence sprang his road building miracles.

It may find its way, from time to time, in and out of the Chief Executive's office, a source of inspiration to yet other determined men.

But wherever this oil and canvas token of the man might be exhibited, the vigorous, resolute, confident, rolling spirit of Kerr Scott will well up in the pages of every recorded history of North Carolina's progress.

In the year 1904, a visitor to the Melville community in Alamance County wrote that he saw "his fine Jersey cows, his flock of sheep, his hogs, his chickens and his lands. On every hand are evidences of his thrift, industry, and good management. He has a little boy, about eight years of age, who milks every night and morning, a herd of 10 cows." The writer was reporting a visit with farm leader Robert W. Scott. On the yellowed page the part about the little boy is underlined, and in the margin the proud little boy had penciled his initials, "W. K. S."

Robert W. Scott, father of Kerr Scott, was more than a farm leader of his day; he was a farm missionary. He took worn-out land and made it productive. He was a pioneer of agricultural diversification. He was a lecturer for the Farmers Institute, forerunner of the Extension Service. He was the first and twenty-first president of the North Carolina Farmers' Convention. He was selected a "Master Farmer" in the first group ever to receive the award.

Five times in the North Carolina General Assembly, twice in the Senate, he was author of the act requiring the Commissioner of Agriculture and members of the Board to be practical farmers, and he put through authorization for the first agriculture building at State College. He was named to the State Board of Agriculture by Governor Charles Brantley Aycock, and re-named by Governors Glenn, Craig, Kitchen, Bickett, Morrison, McLean and Gardner.

Governor Aycock and Bob Scott were friends in the days of the Battle. Scott led the forces of universal education in Alamance County. Another engaged in this fight was Josephine Hughes, daughter of Professor Samuel Hughes, wife of Robert Scott, mother of Kerr Scott. She was quite a lady. Mother of eleven children, all of whom went to college, she ran the farm when Robert was lecturing and legislating. She favored public education because she didn't think it fair for her children to be taught by a private tutor, while other less fortunate children were without these opportunities. Though she died when she was only 49, her life was an abiding influence on her son, William Kerr.

Kerr Scott's chief hero was his father, but also Governor Aycock occupied a hero's role. Aycock once came visiting when young Kerr was ill with typhoid. Advised not to go into the sick room, the understanding and gentle Aycock nevertheless went in and shook hands with the sick little boy. Of such are a little boy's heroes made.

Kerr Scott never forgot that visit, but neither did he ever forget the dramatic all-night ringing of the bells when it was known that Governor Aycock's public school proposal had won out. Those were days of glory and splendor, the days of battles fought and won. It was great for a little boy to be alive.

To all little boys these days might not have been so vibrant. Older brother Dr. Floyd Scott recounts that "Kerr was born with tremendous energy. He could do more work than any two men in the field—and he used his head. He arrived at practical solutions sooner than the rest of us." Governors, farm leaders, educators, politicians of all grades were attracted to the Bob Scott household at Melville, where they talked, argued, questioned and dreamed. Dr. Floyd remembers "Kerr would be sitting there listening, mouth and mind wide open. Kerr would be taking it all in, while the rest of us children probably would be fighting to see who got the best piece of chicken."

Scott enjoyed telling in later years how he was anxious to grow up, afraid that his father and his friends would solve all the problems that confronted their civilization, afraid that by the time he became grown there would be no problems left to face.

Some forty years later, public education and good roads were the foundation of a Governor's platform. Said a Hawfields neighbor at the time, "Of course it's Kerr's program, but it is also the program his daddy worked for all his life—this thing of better roads and better schools."

In 1948, when Kerr Scott was engaged in the campaign leading to his election as Governor of North Carolina, he received, from Rockingham, a letter, handwritten and beautiful in the graceful manner of an elderly and gentle and remembering lady.

"My dear Mr. Scott," it began.

"Many years ago a group of young people were sitting on the steps of a boarding house in Chapel Hill (Hogan's). There was Ed Scott and Robert Scott, Robert Hughes, "June" Kerr, my brother, Alex Phillips, Lizzie Kerr and myself. We were talking about what we wanted to be.

"Your father was a shy youngster and was the last to say that he wanted to build in North Carolina a monument that would forever make his name remembered and honored in the State. The rest of us, mistaking his meaning, whooped with scorn, what good would a marble monument do anybody, the idea of spending a life merely to put up a monument! He blushed and stammered and before he could explain his meaning the supper bell rang, Alex, Lizzie and I ran across the street to our own home, the others went in to the evening meal and now you are building the "Monument" your father planned so long ago and I am helping you in an old woman's futile way . . . "

The letter continues:

"I am watching your career with deep interest because I know that the future of humanity rests on the agricultural progress of the world. Even the great scientists have to be fed and clothed!

"With all good wishes,

"Your hereditary friend

"Lucy Phillips Russell"

"And now you are building the 'Monument' your father planned so long ago . . . "

And what a monument!

—Almost 15,000 miles of highways and secondary roads paved, bringing new life, confidence and pride to rural areas, and generating industrial expansion of North Carolina by linking the industrial plant and the rural home; as many miles as had already been paved in all the history of North Carolina, adding a new colloquialism, "Scott road," for the unnumbered but paved rural road.

—31,000 additional rural telephones and 150,000 additional rural electric service connections.

—A public school building program which provided 8,000 new classrooms, many additional lunch rooms and recreational facilities.

—Over 330 million dollars worth of permanent improvements at the institutions of higher learning and in construction of mental, tubercular, spastic, orthopedic, and community hospitals.

—Agricultural programs and advances unprecedented.

—A far-sighted program for development and conservation of water resources.

—Fruition of the 100-year-old dream for deep water shipping outlets with the construction of modern port facilities at Morehead City and Wilmington.

—A gain of 398 new industrial plants, providing employment for an estimated 39,000.

Kerr Scott would not have regarded these accomplishments as a monument. He recognized he was carrying on progress begun by others, that his own program was possible only because of his co-workers, and that all accomplishments would become meaningless if the people of North Carolina should ever lose their vitality in the future.

From personal experience Kerr Scott knew the problems and the hopes and dreams of rural North Carolina. These hopes and dreams became the "Go Forward" program. He had a strong conviction that these things he worked for, out of his rural experience, would benefit all of North Carolina. Time and again he made the point that the rural road building, for example, would mean more to the industrial development of the State than even to the rural residents of the State. He probably would have developed and carried on the "Go Forward" program even if these things would have benefitted only part of the population, but he never needed to make such a hard decision. He was convinced absolutely that his program would benefit everybody, would draw town and country closer together, would preserve the farm and rural life and a balance between rural and urban living which he considered a great and wholesome benefit to the moral, political, and economic health of the State.

William Kerr Scott, "The Squire of Haw River," as he was pleased to be called, needs no eulogy from me. Neither have I attempted biography. Rather I have hoped to touch upon some of the facets of his character which might illuminate the impact of this public life upon the economy and well-being of North Carolina and her four million citizens.

On January 4, 1951, Governor Scott, in delivering his message to the General Assembly, indicated his creed.

"I believe that the proper objective of our country is preservation of freedom under God, and that our State must be ready to support this objective at all costs. * * *

"I believe that we must start at home when we want to build a better world. . . .

"I believe in the high quality of the natural value of our State; that both people and material resources are worthy of great investment."

W. Kerr Scott was a fighter for the things in which he believed. I am reminded of a tense moment during the battle to win legislative approval of the two hundred million dollar road bond program. Several of the Governor's advisers came to him and reported that the opposition—mainly composed of those who opposed the tax feature of the program—could be won over if he would reduce the amount to one hundred million dollars.

There was hardly any discussion.

"No," drawled the Governor, "they'll oppose that too, just as soon as they get us to cut down. We need it all. Let's keep on fighting."

Kerr Scott enjoyed life. When he was campaigning he made the mistake of calling on a weekly newspaperman on press day. Monkey wrench in hand, greasy, from under his balky press, the irritated newsman asked, "What makes you think you ought to be Governor?"

"Well," said Scott, "I can tie a hamestring and thread a binder."

Apparently that answered the question. The newspaper supported Scott.

Scott was stern and stubborn and unyielding—a fighter who asked and gave no quarter—but this was only part of him. He was also gentle, kind, and sentimental. His talk on flowers in the Senate Chapel, to the Senators constituting the weekly prayer group, was reprinted and distributed by dozens of United States Senators.

"What boy, raised in the country," he said, "has not sought out in the early spring on sunny hillsides delicate, pale, dancing forget-me-nots to shyly lay a tight little bouquet in his mother's lap? . . ."

He was a devoted husband and father. There was always a softness in his voice when he spoke of "Miss Mary," the gentle little girl in his grammar school days who later became his bride, the mother of their three children, and his confidante and adviser in all important matters throughout his career.

He and Mrs. Scott built their house together not long after they were married, and although they had to wait a while for enough furniture, they made it a warm, friendly and loving home. Kerr Scott had become the County Farm Agent. Mrs. Scott recalls these days as happy times.

"The Jersey herd was growing and Kerr was rising at 5:00 A. M. to help milk, taking the milk to market in his pick-up truck as he went to his office. His first desk was a nail keg, his office in the basement of the old Courthouse in Graham, and there he worked those first years without a stenographer or assistant. He took his home-packed lunch with him and most of the time returned home only after the regularly scheduled night meetings. Any time off the job was spent in pushing some special project at the farm. This continued all his life. For years I marvelled at his strength and energy until it became a habit to think that there was no limit to his endurance. He had a love for the land that was such a vital part of him. It matched his love for public service and he poured his whole life into these with vigor that few people ever possess."

W. Kerr Scott left his imprint on North Carolina, but "Miss Mary" helped mightily in moulding the "Squire" into the public servant he became.

In talking about Kerr Scott, how can we avoid talking a little about his so-called "roughness"? After all, this was without question the surface side of him that was the distinguishing feature for the public. Depending upon how you felt about him, and what he stood for, you felt differently about this side of his nature.

If you were one of those who were just naturally afraid of what the man was liable to do to the status quo, you called him "wild-man," and raised vague whisperings about what he was going to do to destroy the State. And of course it got a little rougher than that, even to the point that at one time a State newspaper pointed out editorially the obvious fact that by birth, breeding, raising, education and moral character he was the peer of any of the gentlemen so openly and vehemently worried about his alleged lack of refinement.

But if you were one of those who trusted his basic instincts and motivations, this side of him was to you the same good rough-hewness that has always characterized the democratic leaders from agrarian backgrounds; a refreshing down-to-earthness that brought welcome relief from sometimes overmuch silkiness and subtlety in high places; a necessary corollary to the ability to get things done now in the maze of conflicting pressures and interests which characterize public service.

Well, he was rough—and tough; a rough, tough gentleman. In many ways rough and tough just like old Andy Jackson; and, yes, like the Illinois railsplitter; and in later times, like a pretty fair political battler from Missouri. And history will say of him as it is already saying of them, long after the fleeting barbs of outraged gentility are lost in limbo, that he got things done; and will characterize that ingredient of his character which we at close hand, friend and foe alike, have called "roughness," in terms, rather, of strength, vision, perseverance, indomitable will, and just plain courage.

No man, no matter how strong, can long withstand the buffeting of life, and especially political life, without the extra strength of spiritual peace of mind, and "The Squire of Haw River" possessed an inner strength which carried him above the petty quibbling of the day, about the vicious criticism of political foes, above the doubting timidity of political friends, onward toward his determined, if not always serene, path to achievement. Kerr Scott was always a deeply religious man.

The symbol of inner strength which he had made his own is found in his favorite hymn, sung at his funeral: "I come to the garden alone, while the dew is still on the roses . . ."

Those who knew the Governor well can visualize this companionship as he fell out early in the morning to walk about his farm pastures, as he walked the clay road to Brother Ralph's and then to his beloved Hawfields Presbyterian Church on Sunday morning, or as he walked almost daily the five miles from his apartment to his Washington office. And they can imagine Kerr Scott talking over his troubles of the moment, finding consolation, encouragement and comfort in the knowledge that "He walks with me, and He talks with me, and He tells me I am His own . . ."

The life of W. Kerr Scott, farmer, Governor, United States Senator, exemplified the motto: To be rather than to seem. His spirit and inspiration, deeply etched across our State, will forever go forward, enriching the great heritage of North Carolina.

It is completely appropriate that this memorial to his service as Governor of North Carolina should be presented formally by his true friend, his loyal associate, his co-worker in the field of going forward, builder of highways, former Chairman and tireless leader of the Highway Commission, Dr. Henry W. Jordan.

Mr. Sanford announces that Dr. Henry Jordan of Cedar Falls who was to deliver the presentation address is unable to be present due to the death of his sister.

Mr. Sanford presents the portrait to the State of North Carolina and asks that the remarks of Dr. Jordan be spread upon the Journal:

In the passage of time, it seems that most of us come to recognize the value of true friendship.

For friendship, when analyzed, can be many things to us. It can be the nourishment that we need when there may come that feeling that all is not well. It may be the tonic for our souls in despair. It may be, in reality, the foundation of happiness when we are strained and pushed and thrown into depression through some reversal which may overtake us.

But what is friendship?

We have to look only here tonight to find at least one part of it.

For assembled here are many people who were friends of W. Kerr Scott. We are proud to identify ourselves in such a way, for in doing so we, in our hearts, know of our devotion and our dedication to that noble and honorable and sincere association.

But Friendship can go beyond the individual. It can unite like flames whipping around a massive fire and can cast off a huge glow.

No better example can be found than in the collective friendship which was shown to our departed friend and leader, W. Kerr Scott. When he sought out his friend, whomever he might have been and wherever he might have lived, that friend was ready to heed his call. When he called upon his collective friends in all walks of life and in all levels of our society, they would unite and join with him.

He literally could move mountains, this man of the soil, and could sincerely move the hearts of those close to him to a complete devotion to him and to his cause.

It was friends who joined together to provide this Portrait which we have here tonight for presentation to our great State. They were friends who worked for the State and friends who came from many places. They joined their interest and their means to provide the funds for it to be transpired from canvas into what is now a living memorial.

And while I know that these friends don't want to find expression of appreciation for what they did, the family of W. Kerr Scott nevertheless is grateful for this kindness, for this tribute, and for the meaning and respect which it represents.

And well it could be that through this portrait this closeness that was felt for so long by so many friends will be preserved.

Those things which are so worthwhile to life, we are told, should never be kept isolated. They should be shared.

And it would seem right, then, that the friendship that was shown to our departed leader in such an outward and convincing and strong way during his life, now takes on a new meaning. It has moved from the respected level of the people directly involved and now becomes an official part of our State's Possessions, where it shall live for as long as North Carolina lives.

It is with this thought then, that I am privileged to present this portrait to our State.

It is a combination of canvas and color in the creation of an image.

It also is a combination of hearts of many people in the expression of a love—for a man, for his friendship, for his leadership, and for what he meant to us all.

The President recognizes His Excellency, Luther Hartwell Hodges, Governor of North Carolina, who accepts the portrait on behalf of the State of North Carolina in a brief acceptance address.

The President recognizes and introduces Mrs. W. Kerr Scott, wife of the late Governor, Mrs. Alfred J. Lowdermilk, Jr., daughter, Osborne W. Scott and Robert W. Scott, sons of former Governor Scott.

The President recognizes Rev. Russell B. Fleming, pastor of Western Boulevard Presbyterian Church, Raleigh, N. C., who gives the Benediction.

Upon motion of Senator Morgan of Cleveland, the Joint Session is dissolved, and pursuant to a motion heretofore made by Senator Morgan of Cleveland, the Senate stands adjourned to meet tomorrow morning at 11 o'clock.

EIGHTY-FIRST DAY

SENATE CHAMBER,
Friday, May 8, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Williamson, the courtesies of the galleries are extended to the teachers and the students of the Fayetteville School of Columbus County.

Upon motion of Senator Hancock, the courtesies of the galleries are extended to the teachers and the students of the Creedmore School of Granville County.

Upon motion of Senator Williams, the courtesies of the galleries are extended to Mr. Howard Spainhour of West Virginia.

Upon motion of Senator Davis, the courtesies of the galleries are extended to the teachers and the students of the Pasley Junior High School of Forsyth County.

Upon motion of Senator Simpkins, the courtesies of the galleries are extended to the teachers and the students of the New Bern School of Craven County.

Upon motion of Senator Garrison, the courtesies of the galleries are extended to the teachers and the students of the North Wilkesboro School of Lincoln County.

Upon motion of Senator Currie of Moore, the courtesies of the lobby are extended to Ralph Steed of Moore County and Ralph Steed, Jr., is made an honorary page of the Senate.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to the teachers and the students of the Pantego School of Beaufort County.

Upon motion of Senator Medford, S. B. 72, a bill to amend Chapter 55 of the North Carolina General Statutes, is placed upon the Calendar for Tuesday, May 12, 1959.

Upon motion of Senator Copeland, H. B. 354, a bill to amend General Statutes 89-5, 1958 Replacement Volume 2C, relating to the secretary of the State Board of Registration for Professional Engineers and Land Surveyors and defining his duties, liabilities and expenditure of funds of the Board, is taken from the Committee on Appropriations and re-referred to the Committee on State Government.

Senator Henkel gives notice that he will make a motion to take S. R. 291, a joint resolution directing the Appropriations Committee of the Senate and the House of Representatives to report favorably an appropriations bill which would include

certain appropriations for teachers and state employees in addition to those recommended in the "A" Budget, from the Committee on Appropriations.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 131, an act to authorize the board of county commissioners of Columbus County to increase the salaries and travel allowances of county employees.

S. B. 137, an act to rewrite General Statutes 8-72 relating to the notice required for taking depositions.

S. B. 160, an act to amend the first Paragraph of General Statutes 1-42 so as to provide an additional method of proving title.

S. B. 231, an act to fix the salary of the judge and the solicitor of the general county court of Duplin County.

S. B. 269, an act to fix the salaries of certain officials and employees of New Hanover County.

S. B. 286, an act to fix the fees, costs and commissions to be charged and collected by the clerk of the Superior Court of Edgecombe County and the clerk ex officio of the Edgecombe County Recorder's Court.

S. B. 292, an act to amend Chapter 173 of the Session Laws of 1957 so as to fix the salaries of the clerk of Superior Court, sheriff and register of deeds of Beaufort County.

S. B. 298, an act to appoint a member of the board of education of New Hanover County.

H. B. 121, an act to establish minimum wages in North Carolina.

H. B. 213, an act prohibiting the sale of beer or wine within one mile of Mountain View Baptist Church or Mountain View Public School at Hays, North Carolina in Wilkes County.

H. B. 529, an act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 310, a bill to authorize the qualified voters of the town of Shallotte to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Henkel, for the Committee on Conservation and Development:

S. B. 66, a bill to amend Chapter 102 of the General Statutes relating to land surveys and affecting the official survey base of this State, with a favorable report, as amended.

Upon motion of Senator Henkel, the bill is re-referred to the Committee on Appropriations.

S. B. 266, a bill to amend Chapter 1115 of the Session Laws of 1953 relating to advisory members of the Neuse River Watershed Authority, with a favorable report.

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 316, a bill to authorize the board of county commissioners of Cleveland County to appropriate nontax revenue funds to rescue teams organized under the Civil Defense Act, with a favorable report.

H. B. 640, a bill authorizing the governing body of the city of Roxboro to exchange certain property owned by said city for certain other property owned by Mrs. G. W. Kane, Jr., and W. D. Merritt in order to enable the city to widen a portion of Gordon Street, with a favorable report.

H. B. 398, a bill to amend General Statutes 160-227.1 providing for the regulation of the sub-division of land in and around the city of Shelby in Cleveland County, with a favorable report.

H. B. 644, a bill to create a peace officers' relief fund for the county of Chowan, with a favorable report.

H. B. 669, a bill to establish a law library in Henderson County, with a favorable report.

H. B. 710, a bill relating to the operation of loud speakers, radios, piccolos, phonographs or other machinery or devices for the reproduction of musical and human voices outside of buildings after 11:00 o'clock at night in the rural areas of Lee County, with a favorable report.

H. B. 712, a bill relating to the operation or playing of pool or billiards on Sunday in the rural areas of Lee County, with a favorable report.

H. B. 744, a bill to provide for the appointment of a part-time assistant clerk of Superior Court in Burke County and to fix his compensation, with a favorable report.

By Senator Kirkman, for the Committee on Finance:

S. B. 97, a bill to clarify the exemption of certain property from ad valorem taxation, with a favorable report.

H. B. 289, a bill to rewrite sub-Section 4 of General Statutes 105-296 so as to clarify its provisions and include in the exemption from taxation all lands, buildings and facilities reasonably necessary and useful in the functional operation of public libraries and educational institutions, with a favorable report, as amended.

H. B. 439, a bill to exempt certain dealers in blank cartridge pistols and blank cartridges from privilege license taxes, with a favorable report.

H. B. 572, a bill amending Article 9 of Chapter 115 of the General Statutes authorizing the establishment of school capital outlay reserve funds, with a favorable report.

H. B. 649, a bill to amend General Statutes 153-77 relating to the purpose for which bonds may be issued and taxes levied by counties, with a favorable report.

H. B. 688, a bill to authorize the board of county commissioners of Franklin County to place certain surplus funds into a special fund to be used for capital improvements, with a favorable report.

By Senator Moore, for the Committee on Public Roads:

S. B. 261, a bill to protect and regulate the use of the national system of interstate and defense highways, with a favorable report.

Upon motion of Senator Moore, the bill is placed upon the Calendar for Wednesday, May 20, 1959.

S. B. 262, a bill to authorize the State Highway Commission to acquire in fee simple its right-of-way, with a favorable report.

Upon motion of Senator Moore, the bill is placed upon the Calendar for Wednesday, May 20, 1959.

S. B. 263, a bill to regulate the speed of motor vehicles on the national system of interstate and defense highways, with a favorable report.

Upon motion of Senator Moore, the bill is placed upon the Calendar for Wednesday, May 20, 1959.

S. B. 264, a bill to authorize the State Highway Commission to acquire entire lots, blocks or tracts of property affected by highway construction, with a favorable report.

Upon motion of Senator Moore, the bill is placed upon the Calendar for Wednesday, May 20, 1959.

S. B. 265, a bill to clarify the issuance by the State Highway Commission of special permits for vehicles of excessive size or weight, with a favorable report.

Upon motion of Senator Moore, the bill is placed upon the Calendar for Wednesday, May 20, 1959.

H. B. 622, a bill to amend Chapter 192 of the Session Laws of 1947, relating to the operation of motor vehicles in certain beach areas in Dare County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Rose, Hancock, Williamson, Morgan of Harnett, Moore, Whitley, Shelton and Mercer: S. B. 331, a bill to amend General Statutes 106-65 to regulate the sale of maleic hydrazide and to prohibit the use of maleic hydrazide on growing tobacco.

Referred to Committee on Agriculture.

By Senator Shelton: S. B. 332, a bill to provide a further alternative for the collection of assessments authorized by Article 50 of Chapter 106 of the General Statutes, as amended, for the promotion of, use and sale of agricultural products and as the same may relate to assessments authorized by referendum on Cattle sold for slaughter.

Referred to Committee on Agriculture.

By Senator Thomas: S. B. 333, a bill to amend General Statutes 66-9 to clarify the authority of the Utilities Commission with respect to the reading of gas and electric meters and the rendering of bills.

Referred to Committee on Public Utilities.

By Senator Thomason: S. B. 334, a bill to amend General Statutes 157-3(2) relating to the definition of the word "city" in Transylvania County.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 507, a bill to rewrite General Statutes 160-452 relating to the annexation of land by municipalities on petition by all owners of real property.

Referred to Committee on Counties, Cities and Towns.

H. B. 590, a bill creating the Research Triangle Regional Planning Commission.

Referred to Committee on State Government.

H. B. 609, a bill to amend Chapter 526 of the Session Laws of 1945, relating to the Local Governmental Employees' Retirement System, so as to make the same applicable to Onslow County.

Referred to Committee on Retirement, Employment Security.

H. B. 714, a bill to authorize the sheriff of Mitchell County to appoint additional deputies sheriff.

Referred to Committee on Salaries and Fees.

H. B. 741, a bill amending Chapter 1036, Session Laws of 1945, so as to provide that General Statutes 2-33 and General Statutes 2-34 relating to fees to be charged by the clerks of the Superior Court, shall not apply to Perquimans County.

Referred to Committee on Salaries and Fees.

H. B. 745, a bill to authorize the county board of education of Camden County to sell certain real property at private sale.

Referred to Committee on Education.

H. B. 756, a bill to amend Chapter 682 of the 1945 Session Laws relating to the compensation of members of the board of education of Alleghany County.

Referred to Committee on Salaries and Fees.

H. B. 761, a bill amending General Statutes 143-135 relating to the letting of contracts by the McDowell County Board of Education and the Marion City Board of Education.

Referred to Committee on Education.

H. B. 769, a bill to amend Chapter 245, Session Laws of 1957, relating to the salary of the county accountant in Graham County.

Referred to Committee on Salaries and Fees.

H. B. 770, a bill to amend Chapter 190, Session Laws of 1947, relating to the salary of the register of deeds of Graham County.

Referred to Committee on Salaries and Fees.

H. B. 797, a bill to amend H. B. 217, ratified the 24th day of March, 1959, entitled "An act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office."

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 186, a bill extending the corporate limits of the city of High Point and amending the charter of said city with reference to the corporate limits of said city.

Upon motion of Senator Kirkman, the bill is re-referred to the Committee on Counties, Cities and Towns.

S. B. 305, a bill to provide for a purchasing agent for Mecklenburg County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 442, a bill to amend Chapter 366 of the Public Local and Private Laws of 1939, relating to elections in the city of Charlotte.

Passes its second and third readings and is ordered enrolled.

H. B. 462, a bill to provide for four-year staggered terms for councilmen, subject to approval by the voters, of the city of Reidsville in Rockingham County.

Passes its second and third readings and is ordered enrolled.

H. B. 575, a bill to amend Chapter 526 of the Session Laws of 1945, relating to the Local Governmental Employees' Retirement System, so as to make the same applicable to Gates County.

Passes its second and third readings and is ordered enrolled.

H. B. 621, a bill to amend Chapter 238 of the Session Laws of 1959, the same being H. B. 360, ratified April 7, 1959, entitled "A bill to be entitled an act re-writing Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the State-wide Primary Laws."

Passes its second and third readings and is ordered enrolled.

H. B. 650, a bill to validate the actions and proceedings of the city council of the city of Durham in extending the corporate limits of said city.

Passes its second and third readings and is ordered enrolled.

H. B. 651, a bill to validate the actions and proceedings of the city council of the city of Durham in re-defining and rearranging election wards in said city.

Passes its second and third readings and is ordered enrolled.

H. B. 665, a bill to amend the charter of the city of Monroe so as to provide for the holding of primary elections for the nomination of candidates for the general municipal elections for said city.

Passes its second and third readings and is ordered enrolled.

S. B. 161, a bill relating to the uniform assessment of property for ad valorem tax purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bell, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—41.

The bill is ordered sent to the House of Representatives.

S. B. 162, a bill to provide for the systematic revaluation of property for ad valorem tax purposes, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bell, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—41.

The bill is ordered engrossed.

S. B. 243, a bill to provide for the appointment of a special county attorney and to define his duties.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 293, a bill to amend General Statutes 135-5 relating to disability retirement allowances.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 283, a bill to amend Chapter 58, Article 22, relating to reserve valuation and non-forfeiture benefits of life insurance policies.

Passes its second and third readings and is ordered enrolled.

H. B. 384, a bill to amend Article 2 of Chapter 39 of the General Statutes relating to conveyances of real property by husband and wife.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 494, a bill to amend General Statutes 160-281.1, relating to validation of conveyances by cities, towns and school boards.

Passes its second and third readings and is ordered enrolled.

H. B. 535, a bill to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System.

Senator Hancock offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 578, a bill to amend General Statutes 47-94, relating to the validation of certain acknowledgments, proofs of execution, and registration of certain mortgages and deeds of trust.

Passes its second and third readings and is ordered enrolled.

H. B. 596, a bill to amend General Statutes 135-5, relating to the Teachers' and State Employees' Retirement System, so as to make more definite the procedure for retirement.

Passes its second and third readings and is ordered enrolled.

H. B. 597, a bill to amend Article 3 of Chapter 128 of the General Statutes, relating to the North Carolina Local Governmental Employees' Retirement system.

Passes its second and third readings and is ordered enrolled.

H. B. 598, a bill to amend General Statutes 135-14, relating to pensions of certain teachers and state employees.

Upon motion of Senator Morgan of Cleveland, action on the bill is postponed until Tuesday, May 12, 1959.

H. B. 642, a bill to permit the State Bureau of Investigation to equip its vehicles with sirens and other special equipment.

Passes its second and third readings and is ordered enrolled.

H. B. 653, a bill amending Chapter 1227 of the 1953 Session Laws, entitled "An act to authorize the county commissioners of each county in this State to fix the salaries or other compensation of all elective and appointive county officials and employees drawing compensation from said counties," and as heretofore amended.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Currie of Durham, the Senate will consider only local legislation Monday night.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock, at which time only Public Local bills will be considered.

EIGHTY-SECOND DAY

SENATE CHAMBER,
Saturday, May 9, 1959.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor Luther E. Barnhardt, and President pro tempore Robert Morgan of Cleveland, the Principal Clerk S. Ray Byerly calls Senator Lanier to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Warren for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Warren, Cornelia McKimmon Howell, Murray Short Howell and Sarah Lynn Dorsey of Wake County are made honorary pages of the Senate.

Upon motion of Senator Warren, the Senate adjourns to meet Monday evening at 8 o'clock at which time only Public Local bills will be considered.

EIGHTY-THIRD DAY

SENATE CHAMBER,
Monday, May 11, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Williams, the courtesies of the lobby are extended to M. L. Ensley of Stanly County and Billy John Ensley is made an honorary page of the Senate.

Upon motion of Senator Jolly, the courtesies of the floor are extended to former Senator Perry Martin of Northampton County, and the courtesies of the lobby to Mrs. Perry Martin.

Upon motion of Senator Morgan of Cleveland and Senator Rutledge, the courtesies of the lobby are extended to Dr. and Mrs. Luther E. Barnhardt, Jr., son of Lieutenant Governor Luther E. Barnhardt and Luther Ernest Barnhardt, III., grandson of Lieutenant Governor Barnhardt is made an honorary page of the Senate.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 243, a bill to provide for the appointment of a special county attorney and to define his duties.

S. B. 162, a bill to provide for the systematic revaluation of property for ad valorem tax purposes.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 57, a bill to rewrite Chapter 146 of the General Statutes, entitled "State Lands."

Referred to Committee on State Government.

H. B. 262, a bill to amend General Statutes 20-88 (c) to provide for licensing of farm trailers at one-half the licensing rate applicable to trailers.

Referred to Committee on Finance.

H. B. 501, a bill amending General Statutes 97-99 so as to permit notice of cancellation of policies of Workmen's Compensation Insurance to be given by certified mail as well as by registered mail.

Referred to Committee on Insurance.

H. B. 615, a bill providing that any supplemental tax voted by the Southport School District may be used to supplement any item in the current expense budget or in the capital outlay budget.

Referred to Committee on Finance.

H. B. 632, a bill to amend Article 34 of Chapter 106 of the General Statutes of North Carolina, relating to control of hog cholera.

Referred to Committee on Agriculture.

H. B. 660, a bill to amend Article 3 of Chapter 131 of the General Statutes to provide, subject to an election thereon, for the conversion of any county tuberculosis hospital to other uses and the issuance of county bonds and the levy of a maintenance tax for any hospital or facility to which such hospital is converted.

Referred to Committee on Finance.

H. B. 664, a bill amending certain Sections of Article 31, Chapter 106 of the General Statutes and known as "The North Carolina Seed Law."

Referred to Committee on Agriculture.

H. B. 678, a bill to amend Chapter 108 of the General Statutes to insure that aid to dependent children grants are used to benefit the children.

Referred to Committee on Public Welfare.

H. B. 721, a bill to amend heretofore ratified H. B. 367 and heretofore ratified H. B. 370 by exempting Lenoir County from the provisions thereof.

Referred to Committee on Judiciary No. 2.

H. B. 726, a bill repealing Section 2 of Chapter 194, Session Laws of 1951, as amended, so as to place the deputies sheriff of Cherokee County on a fee basis.

Referred to Committee on Counties, Cities and Towns.

H. B. 750, a bill authorizing the Catawba Heights Sanitary District to expend certain surplus funds for the construction of an office and utility building, subject to a referendum vote of the people within said District.

Referred to Committee on Finance.

H. B. 757, a bill to amend H. B. 467, ratified April 28, 1959, relating to the reorganization of the Mecklenburg County Board of Education.

Referred to Committee on Education.

H. B. 764, a bill providing for the transfer of cases from the McDowell County Criminal Court to the Superior Court when trial by jury is demanded.

Referred to Committee on Courts and Judicial Districts.

H. B. 766, a bill to authorize the board of county commissioners of Guilford County to supplement the salary of the district solicitor of the Superior Court.

Referred to Committee on Salaries and Fees.

H. B. 780, a bill to amend General Statutes 46-7.1, relating to the compensation of commissioners for the partition or division of lands in Stokes County.

Referred to Committee on Judiciary No. 2.

H. B. 781, a bill to amend General Statutes 105-422, relating to the statute of limitations on enforcement of tax liens so as to exempt Stokes County from the provision of the statute.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 316, a bill to authorize the board of county commissioners of Cleveland County to appropriate nontax revenue funds to rescue teams organized under the Civil Defense Act.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 398, a bill to amend General Statutes 160-227.1 providing for the regulation of the subdivision of land in and around the city of Shelby in Cleveland County.

Passes its second and third readings and is ordered enrolled.

H. B. 622, a bill to amend Chapter 192 of the Session Laws of 1947, relating to the operation of motor vehicles in certain beach areas in Dare County.

Passes its second and third readings and is ordered enrolled.

H. B. 640, a bill authorizing the governing body of the city of Roxboro to exchange certain property owned by said city for certain other property owned by Mrs. G. W. Kane, Jr., and W. D. Merritt in order to enable the city to widen a portion of Gordon Street.

Passes its second and third readings and is ordered enrolled.

H. B. 644, a bill to create a Peace Officers' Relief Fund for the county of Chowan.

Passes its second and third readings and is ordered enrolled.

H. B. 669, a bill to establish a law library in Henderson County.

Passes its second and third readings and is ordered enrolled.

H. B. 688, a bill to authorize the board of county commissioners of Franklin County to place certain surplus funds into a special fund to be used for capital improvements.

Passes its second and third readings and is ordered enrolled.

H. B. 710, a bill relating to the operation of loud speakers, radios, piccolos, phonographs or other machinery or devices for the reproduction of musical and human voices outside of buildings after 11:00 o'clock at night in the rural areas of Lee County.

Passes its second and third readings and is ordered enrolled.

H. B. 712, a bill relating to the operation or playing of pool or billiards on Sunday in the rural areas of Lee County.

Passes its second and third readings and is ordered enrolled.

H. B. 744, a bill to provide for the appointment of a part-time assistant clerk of Superior Court in Burke County and to fix his compensation.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

EIGHTY-FOURTH DAY

SENATE CHAMBER,
Tuesday, May 12, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to William L. Mills of Cabarrus County.

Upon motion of Senator Cooke, the courtesies of the lobby are extended to Mr. and Mrs. Charles Lofton of Gaston County.

Upon motion of Senator Lanier, the courtesies of the galleries are extended to the teachers and the students of the Forest Hills School of Alamance County.

Upon motion of Senator Kirkman, the courtesies of the galleries are extended to the teachers and the students of the Wiley School of Guilford County.

Upon motion of Senator Bell, the courtesies of the lobby are extended to Mr. and Mrs. Dave Wallace of Mecklenburg County, and Jonathan, Windy and Phillip Wallace are made honorary pages of the Senate.

Upon motion of Senator Frink, the courtesies of the floor are extended to former Senator James A. Bridger of Bladen County.

Upon motion of Senator Rose, the courtesies of the galleries are extended to Dr. William Howard and the students of Carter Bible College of Wayne County.

Upon motion of Senator Garriss, the courtesies of the galleries are extended to the teachers and the students of the Denton School of Davidson County.

Upon motion of Senator Thomas, the courtesies of the floor are extended to former Speaker of the House of Representatives and Senator Oscar L. Richardson, and to former Senator Henry Smith, both of Union County.

Upon motion of Senator Garriss, the courtesies of the galleries are extended to the teachers and the students of the Lexington High School of Davidson County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Garner School of Wake County.

Upon motion of Senator Cooke, H. B. 507, a bill to rewrite General Statutes 160-452, relating to the annexation of land by municipalities on petition by all owners of real property, is taken from the Committee on Counties, Cities and Towns and re-referred to the Committee on Judiciary No. 1.

Upon motion of Senator Moore, S. B. 261, a bill to protect and regulate the use of the National System of Interstate and Defense Highways, is placed upon the Calendar for Wednesday, May 13, 1959.

Upon motion of Senator Moore, S. B. 262, a bill to authorize the State Highway Commission to acquire in fee simple its right of way, is placed upon the Calendar for Wednesday, May 13, 1959.

Upon motion of Senator Moore, S. B. 263, a bill to regulate the speed of motor vehicles on the National System of Interstate and Defense Highways, is placed upon the Calendar for Wednesday, May 13, 1959.

Upon motion of Senator Moore, S. B. 264, a bill to authorize the State Highway Commission to acquire entire lots, blocks or tracts of property affected by highway construction, is placed upon the Calendar for Wednesday, May 13, 1959.

Upon motion of Senator Moore, S. B. 265, a bill to clarify the issuance by the State Highway Commission of special permits for vehicles of excessive size and weight, is placed upon the Calendar for Wednesday, May 13, 1959.

The President announces the resignation of Senator Bason on the Committee on Trustees of the University and appoints Senator Forsyth on the Committee on Trustees of the University, in his stead.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 209, an act permitting Columbus County to authorize bonds for school purposes in the maximum aggregate principal amount of seven hundred and fifty thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

S. B. 210, an act to authorize the board of commissioners of the town of Mooresville to appoint an assistant clerk of the recorder's court.

S. B. 236, an act to amend General Statutes 115-116 and General Statutes 115-119, relating to special tax elections for school purposes in Lincoln County.

S. B. 253, an act relating to the use of ionizing radiation, radiation machines, and radioactive materials, and atomic energy.

S. B. 288, an act relating to the election of county board of commissioners for Cleveland County.

S. B. 299, an act relating to the qualifications for membership on the board of county commissioners of New Hanover County.

H. B. 283, an act to amend Chapter 58, Article 22, relating to reserve valuation and nonforfeiture benefits of life insurance policies.

H. B. 442, an act to amend Chapter 366 of the Public Local and Private Laws of 1939, relating to elections in the city of Charlotte.

H. B. 462, an act to provide for four-year staggered terms for councilmen, subject to approval by the voters, of the city of Reidsville in Rockingham County.

H. B. 494, an act to amend General Statutes, 160-281.1 relating to validation of conveyances by cities, towns and school boards.

H. B. 575, an act to amend Chapter 526 of the Session Laws of 1945, relating to the local governmental employees' retirement system, so as to make the same applicable to Gates County.

H. B. 578, an act to amend General Statutes 47-94, relating to the validation of certain acknowledgments, proofs of execution, and registration of certain mortgages and deeds of trust.

H. B. 596, an act to amend General Statutes 135-5, relating to the Teachers' and State Employees' Retirement System, so as to make more definite the procedure for retirement.

H. B. 597, an act to amend Article 3 of Chapter 128 of the General Statutes, relating to the North Carolina Local Governmental Employees' Retirement System.

H. B. 601, an act to amend Chapter 130 of the General Statutes, relating to records of birth of abandoned children.

H. B. 621, an act to amend Chapter 238 of the Session Laws of 1959, the same being H. B. 360, ratified April 7, 1959, entitled "a bill to be entitled an act re-

writing Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the State-wide primary laws."

H. B. 642, an act to permit the State Bureau of Investigation to equip its vehicles with sirens and other special equipment.

H. B. 650, an act to validate the actions and proceedings of the city council of the city of Durham in extending the corporate limits of said city.

H. B. 651, an act to validate the actions and proceedings of the city council of the city of Durham in redefining and rearranging election wards in said city.

H. B. 653, an act amending Chapter 1227 of the 1953 Session Laws entitled "an act to authorize the county commissioners of each county in this State to fix the salaries or other compensation of all elective and appointive county officials and employees drawing compensation from said counties," and as heretofore amended.

H. B. 665, an act to amend the Charter of the City of Monroe so as to provide for the holding of primary elections for the nomination of candidates for the general municipal elections for said city.

S. B. 215, an act to amend Chapter 1067 of the Session Laws of 1955 so as to fix the corporate limits of the town of Long Beach in Brunswick County, and for other purposes.

S. B. 258, an act amending General Statutes 113-104, relating to the possession and sale of snares.

S. B. 278, an act to amend Chapter 4 of the Session Laws of 1949, relating to the corporate limits of the town of Shallotte so as to correct a mistake set out in the description of the corporate limits of said town.

H. B. 398, an act to amend General Statutes 160-227.1, providing for the regulation of the subdivision of land in and around the city of Shelby in Cleveland County.

H. B. 622, an act to amend Chapter 192 of the Session Laws of 1947, relating to the operation of motor vehicles in certain beach areas in Dare County.

H. B. 640, an act authorizing the governing body of the city of Roxboro to exchange certain property owned by said city for certain other property owned by Mrs. G. W. Kane, Jr. and W. D. Merritt in order to enable the city to widen a portion of Gordon Street.

H. B. 644, an act to create a peace officers' relief fund for the county of Chowan.

H. B. 669, an act to establish a law library in Henderson County.

H. B. 688, an act to authorize the board of county commissioners of Franklin County to place certain surplus funds into a special fund to be used for capital improvements.

H. B. 710, an act relating to the operation of loud speakers, radios, piccolos, phonographs or other machinery or devices for the reproduction of musical and human voices outside of buildings after 11:00 o'clock at night in the rural areas of Lee County.

H. B. 712, an act relating to the operation or playing of pool or billiards on Sunday in the rural areas of Lee County.

H. B. 744, an act to provide for the appointment of a part-time assistant clerk of Superior Court in Burke County and to fix his compensation.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Bell, for the Committee on Courts and Judicial Districts:

S. B. 98, a bill to define the duties of the attorney general and other officers with respect to the prosecution of crime and the administration of the criminal laws of the State, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator Bell, 400 copies of the Committee substitute bill are ordered printed and upon his motion the bill is placed upon the Calendar for Thursday, May 21, 1959.

H. B. 735, a bill to amend Chapter 338, Private Laws of 1909, and Chapter 366, Public Local Laws of 1939, relating to the recorder's court of the city of Charlotte in Mecklenburg County, with a favorable report.

H. B. 764, a bill providing for the transfer of cases from the McDowell County Criminal Court to the Superior Court when trial by jury is demanded, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

H. B. 742, a bill providing that costs of meals furnished to prisoners in the Perquimans County jail shall be included in the bill of costs in criminal cases, with a favorable report.

H. B. 748, a bill to amend Chapter 115 of the Public Local Laws of 1913 so as to enable trial on the original warrant of misdemeanor cases appealed from the county criminal court of Scotland County to the Superior Court, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

H. B. 443, a bill to amend General Statutes 1-589 and General Statutes 8-59 so as to provide for the service of subpoenas and summonses for jurors by telegram or certified mail, with a favorable report.

H. B. 522, a bill to amend Chapter 143 of the General Statutes, relating to the membership, powers, and duties of the North Carolina State Ports Authority, with a favorable report.

H. B. 743, a bill amending General Statutes 160-68 so as to provide for seven library trustees in the city of Concord, with a favorable report.

H. B. 780, a bill to amend General Statutes 46-7.1, relating to the compensation of commissioners for the partition or division of lands in Stokes County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Hancock, Thomas and Morgan of Harnett: S. B. 335, a bill to amend Chapter 58 of the General Statutes, relating to public hearings on revision of insurance rates.

Referred to Committee on Insurance.

By Senator Mercer: S. B. 336, a bill to amend Article 31 of Chapter 7 of the General Statutes, relating to civil procedure in the general county court of Duplin County.

Referred to Committee on Judiciary No. 1.

By Senator Mercer: S. B. 337, a bill to amend General Statutes 7-272, as amended by Chapter 899 of the Session Laws of 1947, relating to the terms of court of the general county court in Duplin County.

Referred to Committee on Judiciary No. 1.

By Senator Cooke: S. B. 338, a bill to amend Chapter 62 of the General Statutes, relating to members and employees and agents of the North Carolina Utilities Commission.

Referred to Committee on Public Utilities.

By Senator Currie of Durham: S. R. 339, a joint resolution providing for the election of John Sprunt Hill as an honorary life-time member of the board of trustees of the University of North Carolina.

Upon motion of Senator Currie of Durham, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Moore, Kirkman, Davis, Currie of Moore, Jordan, Rutledge, Lanier, Stikeleather, Mercer, Lackey, Morgan of Cleveland, Reavis, Currie of Durham, Shelton, Hamilton, Bell, Ross and Thomason: S. B. 340, a bill to amend General Statutes 20-16 to create a point system for suspension of operators' and chauffeurs' licenses to promote public safety on the highways.

Referred to Committee on Public Roads.

By Senator Peel: S. B. 341, a bill to authorize the board of county commissioners of Martin County to call a special election for the authorization of an industrial development tax for Martin County and to create and fix the powers of an industrial development commission for Martin County.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 417, a bill extending the corporate limits of the city of High Point and amending the charter of said city with reference to the corporate limits of said city.

Referred to Committee on Local Government.

H. B. 468, a bill to amend Chapter 14 of the General Statutes, relating to the possession of explosives.

Referred to Committee on Judiciary No. 1.

H. B. 480, a bill amending various sections of Chapter 115 of the General Statutes, relating to the public schools of North Carolina.

Referred to Committee on Education.

H. B. 492, a bill to authorize counties to levy a special tax to defray expenses of mapping lands and discovering unlisted land.

Referred to Committee on Finance.

H. B. 506, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons.

Referred to Committee on Judiciary No. 1.

H. B. 508, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons.

Referred to Committee on Judiciary No. 1.

H. B. 584, a bill to prohibit willful attendance of persons as spectators at a race or speed competition between motor vehicles, prearranged and conducted on a street or highway.

Referred to Committee on Judiciary No. 1.

H. B. 623, a bill to amend General Statutes 58-63, relating to the schedule of fees charged by the Commissioner of Insurance.

Referred to Committee on Insurance.

H. B. 652, a bill to make it unlawful to place lights or lighting devices along highways so as to blind, hamper, mislead or distract the attention of operators of motor vehicles.

Referred to Committee on Public Roads.

H. B. 696, a bill to amend General Statutes 48-21, relating to the validity of adoption proceedings.

Referred to Committee on Judiciary No. 1.

H. B. 715, a bill to amend Chapter 1105 of the Session Laws of 1955, relating to the compensation of the clerk of the Superior Court of Mitchell County.

Referred to Committee on Salaries and Fees.

H. B. 717, a bill to amend Article 3 of Chapter 6 of the General Statutes to provide for the allowance of counsel fees in certain personal injury or property damage cases.

Referred to Committee on Judiciary No. 2.

H. B. 775, a bill to provide that vacancies occurring in county elective offices shall be filled by the Democratic Executive Committee of Watauga County.

Referred to Committee on Election Laws and Senatorial Districts.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 572, a bill amending Article 9 of Chapter 115 of the General Statutes authorizing the establishment of school capital outlay reserve funds, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rudledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williamson, Winslow, Yow—46.

H. B. 649, a bill to amend General Statutes 153-77, relating to the purposes for which bonds may be issued and taxes levied by counties, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williamson, Winslow, Yow—46.

S. B. 72, a bill to amend Chapter 55 of the North Carolina General Statutes.

Passes its second and third readings and is ordered sent to the House of Representatives.

House Committee substitute for S. B. 97, a bill to clarify the exemption of certain property from ad valorem taxation.

Passes its second and third readings and is ordered enrolled.

S. B. 266, a bill to amend Chapter 1115 of the Session Laws of 1953, relating to advisory members of the Neuse River Watershed Authority.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 289, a bill to rewrite sub-Section 4 of General Statutes 105-296 so as to clarify its provisions and include in the exemption from taxation all lands, buildings and facilities reasonably necessary and useful in the functional operation of public libraries and educational institutions.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 439, a bill to exempt certain dealers in blank cartridge pistols and blank cartridges from privilege license taxes.

The bill passes its second reading.

Upon objection of Senator Jolly to its third reading, the bill remains upon the Calendar for its third reading.

H. B. 598, a bill to amend General Statutes 135-14, relating to pensions of certain teachers and State employees.

The amendment offered by the Committee is adopted.

Senator Morgan of Cleveland offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendments.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

EIGHTY-FIFTH DAY

SENATE CHAMBER,
Wednesday, May 13, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. George W. Blount of the Wesley Memorial Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senators Blackburn, Warren and Copeland, the courtesies of the lobby are extended to Mr. DeLoach of Dallas, Texas.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to the teachers and the students of the Tarboro Graded Schools of Edgecombe County.

Upon motion of Senator Jolly, the courtesies of the galleries are extended to the teachers and the students of the Louisburg School of Franklin County.

Upon motion of Senator Kirkman, the courtesies of the lobby are extended to Arthur Utley of Guilford County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 97, an act to clarify the exemption of certain property from ad valorem taxation.

H. B. 384, an act to amend Article 2 of Chapter 39 of the General Statutes relating to conveyances of real property by husband and wife.

H. B. 535, an act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Winslow, for the Committee on Wildlife:

S. B. 313, a bill repealing Chapter 884, Session Laws of 1955, which created a wildlife refuge at the Lumberton Steam Electric Plant Cooling Pond, with a favorable report.

S. B. 327, a bill to amend General Statutes 113-111 to provide for an open season on foxes in Forsyth County, with a favorable report.

H. B. 80, a bill to amend General Statutes 113-111 so as to add the county of Greene to the counties in which there is no closed season for fox hunting, with a favorable report.

H. B. 328, a bill to amend General Statutes 113-111 so as to provide that there will be no closed season on foxes in Moore County, with a favorable report.

H. B. 687, a bill to permit red foxes and bobcats to be taken in Sampson County at any time, with a favorable report.

H. B. 701, a bill to authorize the hunting and taking of foxes in certain portions of Currituck County at any time during the year, with a favorable report.

By Senator Jolly, for the Committee on Local Government:

S. B. 323, a bill to authorize the coroner of Columbus County to appoint an assistant coroner to act in his absence, with a favorable report.

S. B. 329, a bill to amend the charter of the town of Princeville to enlarge the corporate boundaries thereof, with a favorable report.

H. B. 675, a bill to amend Section 4 of Chapter 456 of the Session Laws of 1947, relating to investments of pension funds by the board of trustees of the pension fund of the city of Fayetteville, in Cumberland County, with a favorable report.

H. B. 592, a bill to authorize the town of Mooresville to sell certain real estate at private sale, with a favorable report.

H. B. 608, a bill to amend General Statutes 153-9 relating to fire protection in Lenoir County, with a favorable report.

H. B. 656, a bill to authorize the register of deeds of Washington County to install in the register of deeds' office a record book, or bookbinder, to be designated or labeled "Miscellaneous," to be used for conditional sales contracts, mortgages, crop liens, deeds of trust and similar instruments and to validate the previous use of such a book of record, with a favorable report.

H. B. 676, a bill to repeal Section 1 of Article 11 of Chapter 28 of the Private Laws of 1925 relating to the city of Fayetteville, North Carolina, so as to place

said city under the General Statutes of North Carolina with respect to contracts on which advertisements and bids are required, with a favorable report.

H. B. 417, a bill extending the corporate limits of the city of High Point and amending the charter of said city with reference to the corporate limits of said city, with a favorable report, and amended.

Upon motion of Senator Kirkman, the bill is placed upon the Calendar.

H. B. 677, a bill to authorize the board of county commissioners of Cumberland County and the Cumberland County Board of Education to offer and pay rewards not to exceed \$1,000.00, with a favorable report.

H. B. 704, a bill to create a law enforcement officers relief fund for the peace officers association of Cumberland County, with a favorable report.

H. B. 739, a bill to validate certain acts of the town commissioners of the town of Lewiston in Bertie County relating to the paving of streets in the town of Lewiston during the year 1957, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Thomason: S. B. 342, a bill amending General Statutes 113-257 relating to commercial trout fishing ponds.

Referred to Committee on Wildlife.

By Senator Rose: S. B. 343, a bill to authorize the appointment of special policemen at the Wayne County Memorial Hospital.

Referred to Committee on Counties, Cities and Towns.

By Senator Cooke: S. B. 344, a bill to remove exemptions for certain vehicles from the Financial Responsibility Act of 1957.

Referred to Committee on Judiciary No. 1.

By Senator Shelton: S. B. 345, a bill to authorize appropriations by the Town Council of the town of Tarboro for industrial development and other purposes.

Referred to Committee on Counties, Cities and Towns.

By Senator Hamilton: S. B. 346, a bill providing that a list of boats held for storage be furnished to the county tax supervisor in Carteret County.

By Senator Hamilton: S. B. 347, a bill to amend General Statutes 153-9 (43) 1957 Cumulative Supplement so as to make its provisions applicable to the county of Carteret.

Referred to Committee on Judiciary No. 2.

By Senator Medford: S. B. 348, a bill to amend General Statutes 1-153 relating to the authority of the clerks of Superior Court to hear and pass upon motions to strike in special proceedings.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 706, a bill to amend General Statutes 135-5 relating to disability retirement allowances.

Referred to Committee on Retirement, Employment Security.

H. B. 806, a bill to prohibit the sale of wine, beer and intoxicating beverages within two miles of Goodwill Missionary Baptist Church, Belews Creek Township, in Forsyth County.

Referred to Committee on Counties, Cities and Towns.

H. R. 824, a joint resolution to designate that portion of U. S. Highway No. 19 extending from the Georgia State line to Asheville, North Carolina, as the "Tomahawk Trail."

Referred to Committee on Public Roads.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 735, a bill to amend Chapter 338, Private Laws of 1909, and Chapter 366, Public Local Laws of 1939, relating to the recorder's court of the city of Charlotte in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 742, a bill providing that costs of meals furnished to prisoners in the Perquimans County Jail shall be included in the bill of costs in criminal cases.

Passes its second and third readings and is ordered enrolled.

H. B. 743, a bill amending General Statutes 160-68 so as to provide for seven library trustees in the city of Concord.

Passes its second and third readings and is ordered enrolled.

H. B. 748, a bill to amend Chapter 115 of the Public Local Laws of 1913 so as to enable trial on the original warrant of misdemeanor cases appealed from the county criminal court of Scotland County to the Superior Court.

Passes its second and third readings and is ordered enrolled.

H. B. 764, a bill providing for the transfer of cases from the McDowell County Criminal Court to the Superior Court when trial by jury is demanded.

Passes its second and third readings and is ordered enrolled.

H. B. 780, a bill to amend General Statutes 46-7.1, relating to the compensation of commissioners for the partition or division of lands in Stokes County.

Passes its second and third readings and is ordered enrolled.

H. B. 417, a bill extending the corporate limits of the city of High Point and amending the charter of said city with reference to the corporate limits of said city.

The amendments offered by the Committee, held to be material are adopted, this constituting the first reading of the bill and the bill remains upon the Calendar for its second roll call reading.

H. B. 572, a bill amending Article 9 of Chapter 115 of the General Statutes authorizing the establishment of school capital outlay reserve funds, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Williams, Winslow, Yow—43.

The bill is ordered enrolled.

H. B. 649, a bill to amend General Statutes 153-77 relating to the purposes for which bonds may be issued and taxes levied by counties, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Williams, Winslow, Yow—43.

The bill is ordered enrolled.

Senate Committee substitute for H. B. 99, a bill to prevent the disenfranchisement of certain stock held by trust institutions in a fiduciary capacity.

Upon motion of Senator Yow, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 439, a bill to exempt certain dealers in blank cartridge pistols and blank cartridges from privilege license taxes.

Upon motion of Senator Frink, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 261, a bill to protect and regulate the use of the national system of Interstate and Defense Highways.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 262, a bill to authorize the State Highway Commission to acquire in fee simple its right-of-way.

Upon motion of Senator Moore, action on the bill is postponed until Tuesday, May 19, 1959.

S. B. 263, a bill to regulate the speed of motor vehicles on the national system of interstate and defense highways.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 264, a bill to authorize the State Highway Commission to acquire entire lots, blocks or tracts of property affected by highway construction.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 265, a bill to clarify the issuance by the State Highway Commission of special permits for vehicles of excessive size or weight.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 443, a bill to amend General Statutes 1-589 and General Statutes 8-59 so as to provide for the service of subpoenas and summonses for jurors by telegram or certified mail.

Passes its second and third readings and is ordered enrolled.

H. B. 522, a bill to amend Chapter 143 of the General Statutes relating to the membership, powers, and duties of the North Carolina State Ports Authority.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Copeland, the Senate adjourns in honor of the memory of David Collin Barnes of Hertford County, to meet tomorrow morning at 12 o'clock.

EIGHTY-SIXTH DAY

SENATE CHAMBER,
Thursday, May 14, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by Rev. L. D. Holt of the Emmanuel Baptist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to William Lee Mills, Jr., of Cabarrus County, and William Lee Mills, III, is made an honorary page of the Senate.

Upon motion of Senator Williams, the courtesies of the floor are extended to former Senator Col. Fred Cox of Stanly County.

Upon motion of Senator Forsyth, the courtesies of the galleries are extended to the teachers and the students of the Murphy Junior High School of Cherokee County.

Upon motion of Senator Forsyth, John Van Honn and Sarah Singleton of Cherokee County are made honorary pages of the Senate.

Upon motion of Senator Currie of Durham, the courtesies of the galleries are extended to the teachers and the students of the Little River School of Durham County.

Upon motion of Senator Davis, the courtesies of the galleries are extended to the teachers and the students of the Sedge Garden School of Forsyth County.

Upon motion of Senator Henkel, the courtesies of the lobby are extended to Harry Keater and Mr. Churchill of Iredell County.

Upon motion of Senator Copeland, the courtesies of the lobby are extended to Richard Vann of Hertford County.

Upon motion of Senator Hancock, the courtesies of the galleries are extended to the teachers and the students of the Earl Bradshaw School of Granville County.

Upon motion of Senator Copeland, H. B. 16, a bill amending General Statutes 136-18 so as to authorize and require the State Highway Commission to repair and maintain ways to public cemeteries, is taken from the Committee on Appropriations and re-referred to the Committee on Public Roads.

Upon motion of Senator Kirkman, H. B. 262, a bill to amend General Statutes 20-88 (c) to provide for licensing of farm trailers at one-half the licensing rate applicable to trailers, is taken from the Committee on Finance and re-referred to the Committee on Public Roads.

Upon motion of Senator Andrews, S. B. 223, a bill to amend General Statutes 130-57, relating to the performance of notarial acts by registers of deeds, is recalled from the House of Representatives for further consideration by the Senate.

Senator Henkel submits the following statement, and upon his request it is read and ordered spread upon the Journal:

Feeling that there is a great deal of misunderstanding both in the Legislature and the State as a whole concerning H. B. 768 proposing a State income tax withholding plan a statement of what it proposes appears to be in order. This bill proposes a State income tax withholding plan for North Carolina similar to the Federal plan, but differing in many respects.

North Carolina receives approximately 1,000,000 individual income tax returns each year. About 25% of the individuals making these returns owe no tax. There are 22,000 corporation returns.

It is a fact that a great many individual taxpayers who have little or no facilities for record keeping would consider the withholding manner of paying their State income taxes a convenience. After that statement the similarity between this bill and good legislation ceases.

This proposal would: Require all income taxpayers of the State now subject to Federal withholding to start having their State income taxes withheld beginning January 1, 1960. The tax would be withheld at each pay period (the vast majority being weekly pay periods) by the employer, the employer would remit quarterly to the State. The employer's report would be due at the end of the month following each quarter, but the taxes from the employee would be withheld at each pay period.

On April 15, 1960 this same group would be required to pay 1959 income taxes in full. The resulting effect would be that this group would pay two years income taxes in one year, regardless of what other explanation might be attempted.

Taxpayers classified as farmers would be required to make their return in February instead of April. This proposal would affect them in no other way.

The self-employed, which the Department of Revenue advises is about 65,000 in number, would be required to make quarterly declarations of estimated income similar to the Federal pattern. This would result in their paying something like $1\frac{3}{4}$ years taxes in one.

Of the 22,000 corporate taxpayers none would be affected in any way. This plan calls for no acceleration or other change in the present method for corporations.

The Department of Revenue estimates a "windfall" non-recurring receipt of \$27,500,000 for the next biennium. All of this amount would come from acceleration of existing tax levies.

Dollar-wise this would apply to approximately 27% of the taxpayers, but numerically it would apply to a much higher percentage.

Should all income taxpayers be accelerated in the same manner the total "windfall," based on 1957-58 full year collections which are the latest complete figures, would be \$99,305,133. The break-down of this amount is:

Individuals	\$55,108,422.
Corporations	43,472,197.
Penalties & Interest	724,514.
	<hr/>
	\$99,305,133.

If any method of accelerated withholding taxes is applied it should by all means apply alike to every income taxpayer.

The Department of Revenue estimates that if this plan is adopted about \$1,000,000 per year would be collected in revenue which is not now being collected.

The estimated cost of collection to the State of North Carolina is \$111,000 in added cost the first year, and \$153,000 in added cost the second year. In addition they estimate that the cost to EMPLOYERS would be approximately \$750,000 per year, which is something less than \$1.00 per employee. This would appear to be an extremely conservative estimate, but considering them both to be correct the increase in revenue would be about absorbed by the cost of administering when the cost to the State and its employers is considered.

Over 500,000 refunds would have to be made by the Revenue Department, some of which would apply to classes 4 and 5 listed below, and would not reach the taxpayer to whom they were due.

The employers of the State are entitled to consideration. The keystone of the current Administration's program is expansion of job opportunities, which in turn calls for the most favorable possible climate for employers. Although this is no earth-shaking proposal it is one more added expense and added nuisance, and detracts from instead of adding to a favorable employer climate.

The \$1,000,000 recovery estimated would come from the following sources, totaling approximately 32,000 in number:

1. Unemployed persons who do not have sufficient property at the time of tax liability for the State to collect either by a tax lien or by garnishee.

2. Those taxpayers who have died before the time to pay their taxes who did not leave sufficient estate on which to apply a tax lien.

3. Those who go on social security prior to payment date for income taxes and are therefore unemployed and do not have sufficient property on which to attach a tax lien.

4. Females who have disappeared from the work rolls and cannot be located by the Department due to marriage and change of address for other reasons.

5. Those who have moved out of the State and cannot be located.

Please be reminded that North Carolina has a tax lien law which permits the Department of Revenue to file a lien on any taxpayer's property by determination of liability by the Department. No legal procedure is required other than filing of the lien.

North Carolina has a garnishee law, which was invoked 17,000 times last year, which will permit the Department to garnishee the wages of any taxpayer owing taxes to the State of North Carolina.

It is respectfully submitted that the escapees under Classification 1, 2 and 3 do not warrant any such bloodhound tactics as this bill proposes. North Carolina does not have any such vindictive attitude toward its taxpayers that would bring her to spend \$1.00 in collection cost to recover \$1.00 in taxes from these three groups.

It is respectfully suggested that the numbers involved in Groups 4 and 5 and the amount of money involved would not be enough to wad a shotgun.

The State of North Carolina has an office in Greensboro in the same building with the Department of Federal Revenue. In addition to that employers notify the State of the withholdings made to the Federal Government. The State, therefore, has full and complete knowledge of all taxpayers who are subject to Federal withholding. None are missed for lack of information.

In 1955 this same withholding principle was proposed. The Governor and a large part of the Legislature, including myself, immediately seized on it as a worthy proposal, but after closer scrutiny the Governor withdrew his support as did the Legislature. Fifty new collectors were added making a total of 180. It was believed at that time, and is believed by a great many now that this additional collection coverage by the Department of Revenue would be a vastly better approach to the problem than withholding. This procedure is working well.

The argument has been frequently made that we are missing a great many taxpayers who live outside the State and work and earn money within the State. Nothing could be further from the truth. The truth is that North Carolina has a rigid collection procedure in this connection which produced 2,000 returns the last fiscal year and collected \$650,000 from 7,100 non-residents. We not only are

not losing money from that source but the reverse is true. A great many North Carolinians earn money outside the State of North Carolina and other states do not pursue this form of collection to the degree that North Carolina does. This means that North Carolina is now collecting large sums of income tax on money earned outside the State. In this connection it would be appropriate to point out that the North Carolina law provides that every resident of the State shall pay income taxes to North Carolina on their full income regardless of where earned unless they can produce evidence that some other State has collected all or part of it.

This bill proposes that North Carolina balance its Budget with acceleration of income tax payments without any forgiveness period.

If it is a valid principle of taxation it should apply to every income taxpayer. In that case it would produce a \$99,000,000 "windfall" and not only \$27,500,000.

If this "windfall" feature is a fair and valid means of balancing the Budget in time of need in 1960, why would it not be equally valid in any year when the State needed additional funds?

This tax is a hidden tax. It violates the widely held theory that all taxes should be as onerous as possible. Hidden taxes almost inevitably lead to increases in the schedules.

Withholding tax would reduce the amount of take home pay and would therefore be considered a reduction in pay by a great many of those from whom the tax is deducted. It would be going too far to say that this would create irresistible pressure on employers to restore the deduction, but it is realistic to say that it would exert pressure.

The State of North Carolina, as well as most of its political subdivisions are trapped in the spiral of inflation. The funds required to operate government at all levels exceeds that which the normal growth of the economy can yield. Tax bases are constantly being expanded at most all levels.

This "windfall" proposal cures nothing but simply delays the day when the Revenue Act must be expanded to meet our urgent needs.

Although it would be expedient for this Legislature to take the easy way out it would not constitute a fulfillment of its duty and obligation. It would serve no useful purpose to balance the Budget at the expense of only a segment of the income taxpayers, and let the burden which should be assumed now fall on the next Legislature and Administration.

North Carolina is operating under substantially the same Revenue Act which was passed in 1933. There have been many exclusions from that Act, but only one time in this long period, in 1955, were there any additions of consequence. In 1955 an estimated \$19,000,000 to \$20,000,000 was added. It is absurd to say that the revenue structure of North Carolina which has served so well for so many years cannot now be expanded to balance the Budget in a realistic manner.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 339, a joint resolution providing for the election of John Sprunt Hill as an honorary life-time member of the board of trustees of the University of North Carolina.

S. B. 73, an act to amend Chapter 39, entitled "Conveyances," of the General Statutes so as to determine the risk of destruction or condemnation as between vendor and purchaser of real property.

S. B. 123, an act to amend General Statutes 20-28 to make the relief provisions therein apply retrospectively.

S. B. 275, an act amending the Charter of the Town of Spruce Pine so as to authorize the commissioners of said town to fix the salary of the mayor at not more than fifty dollars per month and the commissioners at not more than twenty-five dollars per month each.

S. B. 304, an act to amend Chapter 837 of the Session Laws of 1955, relating to Lincoln County.

S. B. 305, an act to provide for a purchasing agent for Mecklenburg County.

S. B. 310, an act to authorize the qualified voters of the town of Shallotte to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

S. B. 314, an act to authorize the board of county commissioners of Harnett County to fix the fees to be charged by the sheriff, clerk of the Superior Court, and register of deeds of Harnett County.

H. B. 289, an act to rewrite sub-Section 4 of General Statutes 105-296 so as to clarify its provisions and include in the exemption from taxation all lands, buildings and facilities reasonably necessary and useful in the functional operation of public libraries and educational institutions.

H. B. 443, an act to amend General Statutes 1-589 and General Statutes 8-59 so as to provide for the service of subpoenas and summonses for jurors by telegram or certified mail.

H. B. 522, an act to amend Chapter 143 of the General Statutes, relating to the membership, powers, and duties of the North Carolina State Ports Authority.

H. B. 572, an act amending Article 9 of Chapter 115 of the General Statutes, authorizing the establishment of school capital outlay reserve funds.

H. B. 649, an act to amend General Statutes 153-77, relating to the purposes for which bonds may be issued and taxes levied by counties.

H. B. 735, an act to amend Chapter 338, Private Laws of 1909, and Chapter 366, Public Local Laws of 1939, relating to the recorder's court of the city of Charlotte in Mecklenburg County.

H. B. 742, an act providing that costs of meals furnished to prisoners in the Perquimans County jail shall be included in the bill of costs in criminal cases.

H. B. 743, an act amending General Statutes 160-68 so as to provide for seven library trustees in the city of Concord.

H. B. 748, an act to amend Chapter 115 of the Public Local Laws of 1913 so as to enable trial on the original warrant of misdemeanor cases appealed from the county criminal court of Scotland County to the Superior Court.

H. B. 764, an act providing for the transfer of cases from the McDowell County Criminal Court to the Superior Court when trial by jury is demanded.

H. B. 780, an act to amend General Statutes 46-7.1, relating to the compensation of commissioners for the partition or division of lands in Stokes County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Stikeleather, for the Committee on Education:

H. B. 480, a bill amending various sections of Chapter 115 of the General Statutes, relating to the public schools of North Carolina, with a favorable report, as amended.

H. B. 645, a bill rewriting Section 4, Chapter 403, Public Laws of 1891, so as to provide for the election and term of office of the members of the Shelby City Board of Education, with a favorable report.

H. B. 668, a bill authorizing the Hendersonville City Board of Education to appoint an advisory committee for any school within the Hendersonville City Administrative Unit, with a favorable report.

H. B. 745, a bill to authorize the county board of education of Camden County to sell certain real property at private sale, with a favorable report.

H. B. 757, a bill to amend H. B. 467, ratified April 28, 1959, relating to the reorganization of the Mecklenburg County Board of Education, with a favorable report.

H. B. 761, a bill amending General Statutes 143-135, relating to the letting of contracts by the McDowell County Board of Education and the Marion City Board of Education, with a favorable report.

H. B. 797, a bill to amend H. B. 217, ratified the 24th day of March, 1959, entitled "An act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office," with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 315, a bill to amend General Statutes 14-399, relating to the placing of litter and refuse on the right of way of any public road, with a favorable report.

S. B. 336, a bill to amend Article 31 of Chapter 7 of the General Statutes, relating to civil procedure in the general county court of Duplin County, with a favorable report.

S. B. 337, a bill to amend General Statutes 7-272, as amended by Chapter 899 of the Session Laws of 1947, relating to the terms of court of the general county court in Duplin County, with a favorable report.

H. B. 468, a bill to amend Chapter 14 of the General Statutes, relating to the possession of explosives, with a favorable report.

H. B. 584, a bill to prohibit willful attendance of persons as spectators at a race of speed competition between motor vehicles, prearranged and conducted on a street or highway, with an unfavorable report.

H. B. 696, a bill to amend General Statutes 48-21, relating to the validity of adoption proceedings, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 325, a bill to amend Chapter 669 of the Session Laws of 1943, relating to the retirement system of the employees of New Hanover County, with a favorable report.

S. B. 346, a bill providing that a list of boats held for storage be furnished to the county tax supervisor in Carteret County, with a favorable report.

S. B. 347, a bill to amend General Statutes 153-9(43), 1957 Cumulative Supplement, so as to make its provisions applicable to the county of Carteret, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

House Committee substitute for S. B. 107, a bill to make certain sacred and/or moral communications confidential.

Referred to Committee on Judiciary No. 2.

S. B. 274, a bill to amend Chapter 160 of the General Statutes, relating to the condemnation and removal of unsafe buildings in the city of Durham in Durham County, for concurrence in the House amendment.

Upon motion of Senator Currie of Durham, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 620, a bill to provide for the allocation of delinquent taxes collected by Halifax County.

Referred to Committee on Finance.

H. B. 731, a bill to revise and consolidate the Charter of the Town of Spray, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 754, a bill to provide that certain delinquent taxes be paid into the general fund of Avery County.

Referred to Committee on Finance.

H. B. 762, a bill fixing the terms of office of the county commissioners of McDowell County.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 763, a bill amending Chapter 1160, Session Laws of 1953, relating to the filing of papers by clerks of the Superior Court so as to make said Chapter applicable to McDowell County.

Referred to Committee on Judiciary No. 2.

H. B. 765, a bill to amend Chapter 19 of the General Statutes, relating to public nuisances in McDowell County.

Referred to Committee on Judiciary No. 2.

H. B. 783, a bill to extend the authority of police officers of the town of Wadesboro in Anson County for a distance of one mile beyond the corporate limits.

Referred to Committee on Local Government.

H. B. 784, a bill amending Chapter 26 of the Private Laws of 1891 being the Charter of the Town of Wadesboro, relating to the compensation of the board of commissioners.

Referred to Committee on Salaries and Fees.

H. B. 789, a bill to repeal Chapter 987, Session Laws of 1949, as amended by Chapter 888, Session Laws of 1953, relating to the funding of interest on bonds of the town of Columbus.

Referred to Committee on Finance.

H. B. 793, a bill to provide for the appointment and duties of a bailiff, or bailiffs, for the municipal court of High Point.

Referred to Committee on Courts and Judicial Districts.

H. B. 798, a bill to amend General Statutes 9-25, relating to grand juries in Chatham County.

Referred to Committee on Courts and Judicial Districts.

H. B. 800, a bill to amend General Statutes 163-175, relating to single shot voting so as to make paragraph 6 thereof inapplicable to Brunswick County.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 809, a bill authorizing the board of commissioners of Wilkes County to extend the time for the quadrennial assessment of property for taxation.

Referred to Committee on Finance.

H. B. 810, a bill to include the town of Whiteville within the provisions of Article 15 of Chapter 160 of the General Statutes.

Referred to Committee on Local Government.

H. B. 811, a bill to establish the date for municipal elections in the town of Whiteville in Columbus County.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 856, a bill to amend Chapter 82 of the General Statutes, relating to wreck districts and commissioners of wrecks so far as the same relates to Dare County.

Referred to Committee on Conservation and Development.

H. R. 864, a joint resolution honoring the memory of and expressing sympathy upon the death of David Collin Barnes, former State Senator and member of the House of Representatives from Hertford County.

Upon motion of Senator Copeland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 329, a bill to amend the Charter of the Town of Princeville to enlarge the corporate boundaries thereof, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Winslow—41.

H. B. 417, a bill extending the corporate limits of the city of High Point and amending the Charter of said city with reference to the corporate limits of said city, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Winslow—41.

S. B. 313, a bill repealing Chapter 884, Session Laws of 1955, which created a wildlife refuge at the Lumberton Steam Electric Plant Cooling Pond.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 323, a bill to authorize the coroner of Columbus County to appoint an assistant coroner to act in his absence.

Upon motion of Senator Morgan of Harnett, action on the bill is postponed until Monday, May 18, 1959.

S. B. 327, a bill to amend General Statutes 113-111 to provide for an open season on foxes in Forsyth County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 80, a bill to amend General Statutes 113-111 so as to add the county of Greene to the counties in which there is no closed season for fox hunting.

Passes its second and third readings and is ordered enrolled.

H. B. 328, a bill to amend General Statutes 113-111 so as to provide that there will be no closed season on foxes in Moore County.

Passes its second and third readings and is ordered enrolled.

H. B. 592, a bill to authorize the town of Mooresville to sell certain real estate at private sale.

Passes its second and third readings and is ordered enrolled.

H. B. 608, a bill to amend General Statutes 153-9, relating to fire protection in Lenoir County.

Passes its second and third readings and is ordered enrolled.

H. B. 656, a bill to authorize the register of deeds of Washington County to install in the register of deeds' office a record book, or bookbinder, to be designated or labeled "Miscellaneous," to be used for conditional sales contracts, mortgages, crop liens, deeds of trust and similar instruments and to validate the previous use of such a book or record.

Passes its second and third readings and is ordered enrolled.

H. B. 675, a bill to amend Section 4 of Chapter 456 of the Session Laws of 1947, relating to investments of pension funds by the board of trustees of the pension fund of the city of Fayetteville, in Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 676, a bill to repeal Section 1 of Article 11 of Chapter 28 of the Private Laws of 1925, relating to the city of Fayetteville, North Carolina, so as to place said city under the General Statutes of North Carolina with respect to contracts on which advertisements and bids are required.

Passes its second and third readings and is ordered enrolled.

H. B. 677, a bill to authorize the board of county commissioners of Cumberland County and the Cumberland County Board of Education to offer and pay rewards not to exceed \$1,000.00.

Passes its second and third readings and is ordered enrolled.

H. B. 687, a bill to permit red foxes and bobcats to be taken in Sampson County at any time.

Passes its second and third readings and is ordered enrolled.

H. B. 701, a bill to authorize the hunting and taking of foxes in certain portions of Currituck County at any time during the year.

Passes its second and third readings and is ordered enrolled.

H. B. 704, a bill to create a law enforcement officers' relief fund for the Peace Officers' Association of Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 739, a bill to validate certain acts of the town commissioners of the town of Lewiston in Bertie County, relating to the paving of streets in the town of Lewiston during the year 1957.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 11 o'clock.

EIGHTY-SEVENTH DAY

SENATE CHAMBER,

Friday, May 15, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rutledge, the courtesies of the galleries are extended to the teachers and the students of the Paw Creek School of Mecklenburg County.

Upon motion of Senator Simpkins, the courtesies of the galleries are extended to the teachers and the students of the Central School of Craven County.

Upon motion of Senator Simpkins, the courtesies of the galleries are extended to the teachers and the students of the Dover School of Craven County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Garner School of Wake County.

Upon motion of Senator Kirkman, the courtesies of the galleries are extended to the teachers and the students of the Hunter School of Guilford County.

Upon motion of Senator Currie of Moore, the courtesies of the galleries are extended to the teachers and the students of the Eagles Spring School of Moore County.

Upon motion of Senator Rose, the courtesies of the galleries are extended to the teachers and the students of the Fremont School of Wayne County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to the teachers and the students of the Brogden School of Wayne County.

Upon motion of Senator Alford, the courtesies of the lobby are extended to Dr. M. A. Pittman and Mr. Williams of Nash County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 864, a joint resolution honoring the memory of and expressing sympathy upon the death of David Collin Barnes, former State Senator and member of the House of Representatives from Hertford County.

S. B. 239, an act to amend S. B. 8, ratified the 11th of March, 1959, relating to the letting of public contracts for school construction in Brunswick County.

S. B. 251, an act to authorize appropriations by the board of commissioners of Edgecombe County for industrial development and other purposes.

S. B. 274, an act to amend Chapter 160 of the General Statutes, relating to the condemnation and removal of unsafe buildings in the city of Durham in Durham County.

H. B. 80, an act to amend General Statutes 113-111 so as to add the county of Greene to the counties in which there is no closed season for fox hunting.

H. B. 328, an act to amend General Statutes 113-111 so as to provide that there will be no closed season on foxes in Moore County.

H. B. 592, an act to authorize the town of Mooresville to sell certain real estate at private sale.

H. B. 598, an act to amend General Statutes 135-14, relating to pensions of certain teachers and state employees.

H. B. 608, an act to amend General Statutes 153-9 relating to fire protection in Lenoir County.

H. B. 656, an act to authorize the register of deeds of Washington County to install in the register of deeds' office a record book, or bookbinder, to be designated or labeled "Miscellaneous," to be used for conditional sales contracts, mortgages, crop liens, deeds of trust and similar instruments and to validate the previous use of such a book of record.

H. B. 675, an act to amend Section 4 of Chapter 456 of the Session Laws of 1947 relating to investments of pension funds by the board of trustees of the pension fund of the city of Fayetteville, in Cumberland County.

H. B. 676, an act to repeal Section 1 of Article 11 of Chapter 28 of the Private Laws of 1925 relating to the city of Fayetteville, North Carolina, so as to place said city under the General Statutes of North Carolina with respect to contracts on which advertisements and bids are required.

H. B. 677, an act to authorize the board of county commissioners of Cumberland County and the Cumberland County Board of Education to offer and pay rewards not to exceed \$1,000.00.

H. B. 687, an act to permit red foxes and bobcats to be taken in Sampson County at any time.

H. B. 701, an act to authorize the hunting and taking of foxes in certain portions of Currituck County at any time during the year.

H. B. 704, an act to create a law enforcement officers relief fund for the peace officers association of Cumberland County.

H. B. 739, an act to validate certain acts of the town commissioners of the town of Lewiston in Bertie County relating to the paving of streets in the town of Lewiston during the year 1957.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Moore, for the Committee on Public Roads:

H. B. 16, a bill amending General Statutes 136-18 so as to authorize and require the State Highway Commission to repair and maintain ways to public cemeteries, with a favorable report.

H. B. 567, a bill to amend General Statutes 20-116, sub-Section (d) relating to the length of motor vehicles, with a favorable report.

H. B. 652, a bill to make it unlawful to place lights or lighting devices along highways so as to blind, hamper, mislead or distract the attention of operators of motor vehicles, with a favorable report.

H. R. 824, a joint resolution to designate that portion of U. S. Highway No. 19 extending from the Georgia State line to Asheville, North Carolina, as the "Tomahawk Trail," with a favorable report.

H. B. 262, a bill to amend General Statutes 20-88 (c) to provide for licensing of farm trailers at one-half the licensing rate applicable to trailers, with a favorable report.

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 334, a bill to amend General Statutes 157-3(2) relating to the definition of the word "city" in Transylvania County, with a favorable report.

S. B. 343, a bill to authorize the appointment of special policemen at the Wayne County Memorial Hospital, with a favorable report.

By Senator Thomas, for the Committee on Public Utilities:

H. B. 305, a bill to validate certain agreements between telephone companies and municipalities and to make provision for future agreements, with a favorable report, as amended.

Upon motion of Senator Thomas, the bill is placed upon the Calendar for Tuesday, May 19, 1959.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Kirkman: S. B. 349, a bill to require withholding of income taxes from wages and filing of declarations of estimated income and current payment of income tax liability by individuals.

Referred to Committee on Finance.

By Senator Humber: S. B. 350, a bill to authorize cities and counties to expend funds for rescue squad equipment and personnel.

Referred to Committee on Local Government.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 33, a bill to create a State Department of Water Resources.

Referred to Committee on State Government.

H. B. 713, a bill to amend Article 13 of Chapter 20 of the General Statutes relating to the Vehicle Financial Responsibility Act of 1957.

Referred to Committee on Finance.

H. B. 758, a bill to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Rutherford County.

Referred to Committee on Courts and Judicial Districts.

H. B. 759, a bill to amend General Statutes 9-25 so as to provide the manner of drawing grand juries in Rutherford County.

Referred to Committee on Courts and Judicial Districts.

H. B. 772, a bill to fix the per diem compensation and travel expense of members of the Jones County Board of Commissioners, board of education and board of welfare and travel allowance for jurors.

Referred to Committee on Salaries and Fees.

H. B. 779, a bill providing that certain delinquent taxes of Macon County, when collected, shall be paid into the general fund of said county.

Referred to Committee on Finance.

H. B. 787, a bill rewriting Section 1 of Chapter 173, Private Laws of 1925, relating to the appointment of the members of the Wadesboro City Board of Education.

Referred to Committee on Education.

H. B. 790, a bill amending General Statutes 143-135 relating to the letting of contracts by the Ashe County Board of Education.

Referred to Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 329, a bill to amend the charter of the town of Princeville to enlarge the corporate boundaries thereof, upon third reading.

The bill passes its third reading by roll call vote, ayes 30, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Humber, Kesler, Kirkman, Lackey, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomason, Warren, Williams, Winslow—30.

The bill is ordered sent to the House of Representatives.

H. B. 417, a bill extending the corporate limits of the city of High Point and amending the charter of said city with reference to the corporate limits of said city, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 30, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Humber, Kesler, Kirkman, Lackey, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomason, Warren, Williams, Winslow—30.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 347, a bill to amend General Statutes 153-9 (43) 1957 Cumulative Supplement so as to make its provisions applicable to the county of Carteret, upon second reading.

The bill passes its second reading by roll call vote, ayes 30, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Canipe, Andrews, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Humber, Kesler, Kirkman, Lackey, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomason, Warren, Williams, Winslow—30.

H. B. 757, a bill to amend H. B. 467, ratified April 28, 1959, relating to the reorganization of the Mecklenburg County Board of Education, upon second reading.

The bill passes its second reading by roll call vote, ayes 30, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garriss,

Hamilton, Hancock, Humber, Kesler, Kirkman, Lackey, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomason, Warren, Williams, Winslow—30.

S. B. 325, a bill to amend Chapter 669 of the Session Laws of 1943, relating to the retirement system of the employees of New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 336, a bill to amend Article 31 of Chapter 7 of the General Statutes, relating to civil procedure in the general county court of Duplin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 337, a bill to amend General Statutes 7-272, as amended by Chapter 899 of the Session Laws of 1947, relating to the terms of court of the general county court in Duplin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 346, a bill providing that a list of boats held for storage be furnished to the county supervisor in Carteret County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 468, a bill to amend Chapter 14 of the General Statutes, relating to the possession of explosives.

Passes its second and third readings and is ordered enrolled.

H. B. 645, a bill rewriting Section 4, Chapter 403, Public Laws of 1891, so as to provide for the election and term of office of the members of the Shelby City Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 745, a bill to authorize the county board of education of Camden County to sell certain real property at private sale.

Passes its second and third readings and is ordered enrolled.

H. B. 761, a bill amending General Statutes 143-135, relating to the letting of contracts by the McDowell County Board of Education and the Marion City Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 668, a bill authorizing the Hendersonville City Board of Education to appoint an advisory committee for any school within the Hendersonville City Administrative Unit.

Passes its second and third readings and is ordered enrolled.

H. B. 797, a bill to amend H. B. 217, ratified the 24th day of March, 1959, entitled "an Act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

Passes its second and third readings and is ordered enrolled.

H. B. 480, a bill amending various sections of Chapter 115 of the General Statutes, relating to the public schools of North Carolina, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garriss, Hancock, Humber, Jordan, Kirkman, Lackey, Lanier, Medford,

Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomas, Warren, Williams, Winslow—34.

S. B. 315, a bill to amend General Statutes 14-399, relating to the placing of litter and refuse on the right-of-way of any public road.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 696, a bill to amend General Statutes 48-21, relating to the validity of adoption proceedings.

Upon motion of Senator Crew, the bill is placed upon the Calendar for Tuesday, May 19, 1959.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns in memory, appreciation and respect of those men and women through the years who have contributed to maintaining that defensive shield that has protected, made stronger and more lasting our cherished democratic way of life and particularly those who have made the supreme sacrifice for this cause, to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock, at which time only Public Local bills will be considered.

EIGHTY-EIGHTH DAY

SENATE CHAMBER,
Saturday, May 16, 1959.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland, the Principal Clerk S. Ray Byerly calls Senator Bell to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Lanier, the Senate adjourns to meet Monday evening at 8 o'clock at which time only Public Local Bills will be considered.

EIGHTY-NINTH DAY

SENATE CHAMBER,
Monday, May 18, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. R. E. L. Moser of the Trinity Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. R. E. L. Moser, wife of Rev. R. E. L. Moser of Wake County and Phillis Lee Moser is made an honorary page of the Senate.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mr. and Mrs. John E. Koonce of Wake County and John E. Koonce, Jr., William T. Koonce and Leslie Koonce, sons of Mr. and Mrs. Koonce are made honorary pages of the Senate.

Upon motion of Senator Morgan of Harnett, the courtesies of the lobby are extended to Haywood Roberts and Curtis Guy of Harnett County.

Upon motion of Senator Ross, the courtesies of the lobby are extended to Mrs. J. M. Simpkins, mother of Senator Simpkins of Craven County.

Upon motion of Senator Bason, the courtesies of the lobby are extended to Mrs. Edwin Duncan, wife of Senator Duncan of Alleghany County.

Upon motion of Senator Andrews, Carolyn Dark and Ronald Dixon of Chatham County are made honorary pages of the Senate.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 345, a bill to authorize appropriations by the town council of the town of Tarboro for industrial development and other purposes, with a favorable report.

H. B. 726, a bill repealing Section 2 of Chapter 194, Session Laws of 1951, as amended, so as to place the deputies sheriff of Cherokee County on a fee basis, with a favorable report.

H. B. 737, a bill authorizing an election in Lee County upon the question of districting the county for the nomination of county commissioners, with a favorable report.

H. B. 738, a bill relating to the terms of office of the members of the board of county commissioners of Lee County, with a favorable report.

H. B. 806, a bill to prohibit the sale of wine, beer and intoxicating beverages within two miles of Goodwill Missionary Baptist Church, Belews Creek Township in Forsyth County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Copeland: S. B. 351, a bill to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State.

Referred to Committee on Appropriations.

By Senator Copeland: S. B. 352, a bill to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies.

Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 23, a bill relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes, for concurrence in the House amendment.

Upon motion of Senator Jordan, the Senate concurs in the House amendments and the bill is ordered enrolled.

H. B. 699, a bill defining the responsibilities of the State Highway Commission and municipalities in providing a coordinated system of streets and highways in and around municipalities.

Referred to Committee on Public Roads.

H. B. 724, a bill to amend General Statutes 163-115 of the election laws so as to increase the amount received by registrars in furnishing lists of registered voters to applicants.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 751, a bill relative to the counting of ballots cast for group candidates in Jones County.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 786, a bill amending sub-Section 43 of General Statutes 153-9, relating to tax levies for certain special purposes so as to make the same applicable to Henderson County.

Referred to Committee on Finance.

H. B. 791, a bill to amend Chapter 128, Private Laws of 1883 to redefine the corporate limits of the town of Rich Square in Northampton County.

Referred to Committee on Counties, Cities and Towns.

H. B. 828, a bill to amend General Statutes 28-68, relating to the payment to the clerk of court of money owed to an intestate in Caswell County.

Referred to Committee on Judiciary No. 1.

H. B. 829, a bill to authorize the board of county commissioners of Caswell County to regulate the operation of commercial establishments within one-quarter mile of a church during services on Sunday.

Referred to Committee on Counties, Cities and Towns.

H. B. 838, a bill rewriting Section 3, Chapter 372, Public Local Laws of 1927, fixing the fees to be charged by justices of the peace in Ashe County.

Referred to Committee on Salaries and Fees.

H. B. 853, a bill to amend H. B. 296, ratified April 1, 1959, relating to the Morganton Employees' Retirement Fund.

Referred to Committee on Retirement, Employment Security.

H. B. 852, a bill to extend the planning and zoning powers of the town of Tryon and its governing body to the territory beyond and surrounding the corporate limits of the town of Tryon for a distance of one mile in all directions.

Referred to Committee on Counties, Cities and Towns.

H. R. 885, a joint resolution expressing appreciation for the hospitality of Major General Robert F. Sink, Commanding General, 18th Airborne Corps and Commanding General of Fort Bragg.

Upon motion of Senator Hancock, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 895, a bill to authorize the sheriff of Swain County and the sheriff of Jackson County to appoint special deputies for law enforcement on those portions of the Cherokee Indian Reservation located within said counties.

Referred to Committee on Counties, Cities and Towns.

HOUSE OF REPRESENTATIVES,
Friday, May 15, 1959.

Mr. President:

Pursuant to your request we are returning herewith S. B. 223 entitled, "a bill to amend General Statutes 130-57, relating to the performance of notarial acts by registers of deeds," for further consideration by your Honorable Body.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Andrews, the vote by which the bill passes its third reading is reconsidered, and upon his motion the bill is re-referred to the Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 347, a bill to amend General Statutes 153-9(43) 1957 Cumulative Supplement so as to make its provisions applicable to the county of Carteret, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Forsyth, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomason, Whitley, Williams, Williamson, Winslow, Yow—39.

The bill is ordered sent to the House of Representatives.

H. B. 757, a bill to amend H. B. 467 ratified April 28, 1959, relating to the reorganization of the Mecklenburg County Board of Education, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Forsyth, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomason, Whitley, Williams, Williamson, Winslow, Yow—39.

The bill is ordered enrolled.

S. B. 323, a bill to authorize the coroner of Columbus County to appoint an assistant coroner to act in his absence.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 334, a bill to amend General Statutes 157-3(2), relating to the definition of the word "city" in Transylvania County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 343, a bill to authorize the appointment of special policemen at the Wayne County Memorial Hospital.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

NINETIETH DAY

SENATE CHAMBER,
Tuesday, May 19, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland County.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morgan of Harnett, the courtesies of the lobby are extended to Raymond Cromartie of Harnett County.

Upon motion of Senator Crew, H. B. 584, a bill to prohibit willful attendance of persons as spectators at a race or speed competition between motor vehicles, prearranged and conducted on a street or highway, is taken from the Unfavorable Calendar and re-referred to the Committee on Judiciary No. 1.

Upon motion of Senator Lackey, H. B. 392, a bill to authorize the expenditure of surplus operating funds of Caldwell County for the purpose of constructing, equipping and purchasing necessary county buildings, is taken from the Committee on Appropriations and placed upon today's Calendar.

Upon motion of Senator Yow, H. B. 895, a bill to authorize the sheriff of Swain County and the sheriff of Jackson County to appoint special deputies for law enforcement on those portions of the Cherokee Indian Reservation located within said counties, is taken from the Committee on Counties, Cities and Towns and placed upon today's Calendar.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 300, an act to amend General Statutes 47-17.1, relating to the designation of draftsmen on documents accepted for probate or recordation so as to include New Hanover County within the provisions of the Statute.

H. B. 468, an act to amend Chapter 14 of the General Statutes, relating to the possession of explosives.

H. B. 645, an act rewriting Section 4, Chapter 403, Public Laws of 1891, so as to provide for the election and term of office of the members of the Shelby City Board of Education.

H. B. 668, an act authorizing the Hendersonville City Board of Education to appoint an advisory committee for any school within the Hendersonville City Administrative Unit.

H. B. 745, an act to authorize the county board of education of Camden County to sell certain real property at private sale.

H. B. 761, an act amending General Statutes 143-135, relating to the letting of contracts by the McDowell County Board of Education and the Marion City Board of Education.

H. B. 797, an act to amend H. B. 217, ratified the 24th day of March, 1959, entitled "an Act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office."

H. R. 885, a joint resolution expressing appreciation for the hospitality of Major General Robert F. Sink, Commanding General, 18th Airborne Corps and Commanding General of Fort Bragg.

S. B. 23, an act relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes.

H. B. 757, an act to amend H. B. 467, ratified April 28, 1959, relating to the reorganization of the Mecklenburg County Board of Education.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rose, for the Committee on Agriculture:

S. B. 301, a bill to amend General Statutes 106-390, relating to the sale of vaccinated unbred heifers under eighteen months of age, with a favorable report.

S. B. 308, a bill to provide for setting up and operating a program of performance testing of beef cattle, with a favorable report.

Upon motion of Senator Rose, the bill is re-referred to the Committee on Appropriations.

S. B. 332, a bill to provide a further alternative for the collection of assessments authorized by Article 50 of Chapter 106 of the General Statutes, as amended, for the promotion of, use and sale of agricultural products and as the same may relate to assessments authorized by referendum on cattle sold for slaughter, with a favorable report.

H. B. 525, a bill to amend Chapter 156 of the General Statutes, relating to drainage and drainage districts, with a favorable report.

H. B. 632, a bill to amend Article 34 of Chapter 106 of the General Statutes of North Carolina, relating to control of hog cholera, with a favorable report.

H. B. 664, a bill amending certain sections of Article 31, Chapter 106 of the General Statutes and known as "The North Carolina Seed Law," with a favorable report.

By Senator Stikeleather, for the Committee on Education:

H. B. 641, a bill relating to the selection of trustees for the Leaksville Township Public School District, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

H. B. 528, a bill to amend Chapter 90 of the General Statutes, relating to the practice of optometry, with a favorable report.

H. B. 536, a bill to amend General Statutes 14-335, relating to the punishment for public drunkenness in Durham County, with a favorable report.

H. B. 828, a bill to amend General Statutes, 28-68, relating to the payment to the clerk of court of money owed to an intestate in Caswell County, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 634, a bill to amend Chapter 220 of the Session Laws of 1955, relating to fees of the register of deeds of Person County so as to increase the fee to be charged for deeds for easement right-of-way, with a favorable report.

H. B. 635, a bill to make the provisions of General Statutes 2-34 and General Statutes 2-35, relating to the clerk of Superior Court's fees for auditing final

accounts of receivers, executors and trustees applicable to Person County, with a favorable report.

H. B. 636, a bill to fix and regulate the fees that may be charged and collected by the clerk of Superior Court of Person County for the probate of chattel mortgages, with a favorable report.

H. B. 637, a bill to amend Chapter 165 of the Session Laws of 1953 so as to increase the salary of the clerk of Superior Court of Person County, with a favorable report.

H. B. 638, a bill to amend Chapter 1129 of the Session Laws of 1957 so as to increase the salaries of the sheriff and register of deeds of Person County, with a favorable report.

H. B. 639, a bill to fix and regulate certain fees to be charged by the sheriff of Person County, with a favorable report.

H. B. 655, a bill relating to the compensation of the chairman and of the other members of the board of commissioners of Catawba County, with a favorable report.

H. B. 671, a bill to authorize the board of county commissioners of Graham County to pay mileage to sheriff's department for travel outside county, with a favorable report.

H. B. 683, a bill to fix the compensation of the county commissioners of Davidson County, with a favorable report.

H. B. 756, a bill to amend Chapter 682 of the 1945 Session Laws, relating to the compensation of members of the board of education of Alleghany County, with a favorable report.

H. B. 766, a bill to authorize the board of county commissioners of Guilford County to supplement the salary of the district solicitor of the Superior Court, with a favorable report.

H. B. 769, a bill to amend Chapter 245, Session Laws of 1957, relating to the salary of the county accountant in Graham County, with a favorable report.

H. B. 770, a bill to amend Chapter 190, Session Laws of 1947, relating to the salary of the register of deeds of Graham County, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

H. B. 763, a bill amending Chapter 1160, Session Laws of 1953, relating to the filing of papers by clerks of the Superior Court so as to make said Chapter applicable to McDowell County, with a favorable report.

H. B. 765, a bill to amend Chapter 19 of the General Statutes, relating to public nuisances in McDowell County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Ross: S. B. 353, a bill to amend Chapter 1959 of the 1951 Session Laws defining and establishing the corporate limits of the town of Marion.

Referred to Committee on Counties, Cities and Towns.

By Senator Henkel: S. B. 354, a bill to continue the incorporation of the city of Statesville and to codify, amend and consolidate the statutes that constitute the Charter of the City of Stateville, and to repeal certain acts and portions of certain acts constituting a part of its present Charter.

Referred to Committee on Local Government.

By Senator Henkel: S. B. 355, a bill amending Chapter 1009, Session Laws of 1953, relating to the salaries of the clerk of the Superior Court, the register of deeds and the sheriff of Iredell County.

Referred to Committee on Local Government.

By Senator Henkel: S. B. 356, a bill to amend Chapter 479 of the Session Laws of 1953, relating to fees, costs and commissions to be collected by the clerk of the Superior Court of Iredell County.

Referred to Committee on Local Government.

By Senator Henkel: S. B. 357, a bill amending Chapter 1037, Session Laws of 1953, relating to jail fees in Iredell County.

Referred to Committee on Local Government.

By Senator Henkel: S. B. 358, a bill fixing the fees to be charged by the register of deeds of Iredell County.

Referred to Committee on Local Government.

By Senators Jordan and Whitley: S. B. 359, a bill to amend Chapter 106 of the General Statutes of North Carolina by inserting a new Article therein pertaining to the further agricultural development of North Carolina.

Referred to Committee on Agriculture.

By Senators Moore, Henkel and Crew: S. B. 360, a bill to amend Chapter 20 of the General Statutes, relating to brakes on motor vehicles.

Referred to Committee on Public Roads.

By Senator Humber: S. B. 361, a bill fixing the compensation of the chairman and members of the Pitt County Board of Education.

Referred to Committee on Salaries and Fees.

By Senator Shelton: S. B. 362, a bill to authorize the town of Tarboro to sell certain property purchased for cemetery purposes.

Referred to Committee on Local Government.

By Senator Shelton: S. B. 363, a bill validating all acts of Alfonso F. Felton and C. W. Mayo as members of the Edgecombe County Board of Education taken prior to their qualification.

Referred to Committee on Education.

By Senator Shelton: S. B. 364, a bill to authorize the town of Tarboro to expend certain funds to assist in holding a celebration of the 200th anniversary of the founding of the town of Tarboro.

Referred to Committee on Local Government.

By Senator Andrews: S. B. 365, a bill to make available funds to provide for payment of the employer's contributions in securing retroactive social security coverage for justices of the Supreme Court and judges of the Superior Court.

Referred to Committee on Appropriations.

By Senator Hamilton: S. B. 366, a bill to amend Chapter 128 of the General Statutes, relating to membership of county welfare department employees in the Local Governmental Employees' Retirement System.

Referred to Committee on Retirement, Employment Security.

By Senator Davis: S. B. 367, a bill to amend Article 16 of sub-Chapter IV of Chapter 54 of the General Statutes entitled "Co-Operative Organizations" to permit the establishment of co-operative apartment housing associations in North Carolina.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 595, a bill to authorize the use of special equipment on privately owned vehicles operated by the chief and one assistant chief of emergency rescue squads and first-aid teams.

Referred to Committee on Public Roads.

H. B. 782, a bill to amend Chapter 837, Session Laws of 1953, relating to the salaries of certain county officials of Stokes County.

Referred to Committee on Salaries and Fees.

H. B. 711, a bill relating to the amassing of funds with which to erect a new jail for Lee County or to improve the existing jail of said county.

Referred to Committee on Local Government.

H. B. 796, a bill to amend Chapter 20 of the General Statutes, providing for the classification, licensing and registration of automobile utility trailers.

Referred to Committee on Public Roads.

H. B. 807, a bill to authorize the Cumberland County Board of Commissioners to call an election on the question of levying a tax for the operation of a recreational center in Seventy-First Township.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 345, a bill to authorize appropriations by the town council of the town of Tarboro for industrial development and other purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 726, a bill repealing Section 2 of Chapter 194, Session Laws of 1951, as amended, so as to place the deputies sheriff of Cherokee County on a fee basis.

Passes its second and third readings and is ordered enrolled.

H. B. 737, a bill authorizing an election in Lee County upon the question of districting the county for the nomination of county commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 738, a bill relating to the terms of office of the members of the board of county commissioners of Lee County.

Passes its second and third readings and is ordered enrolled.

H. B. 806, a bill to prohibit the sale of wine, beer and intoxicating beverages within two miles of Goodwill Missionary Baptist Church, Belews Creek Township, in Forsyth County.

Passes its second and third readings and is ordered enrolled.

H. B. 895, a bill to authorize the sheriff of Swain County and the sheriff of Jackson County to appoint special deputies for law enforcement on those portions of the Cherokee Indian Reservation located within said counties.

Passes its second and third readings and is ordered enrolled.

H. B. 392, a bill to authorize the expenditure of surplus operating funds of Caldwell County for the purpose of constructing, equipping and purchasing necessary county buildings.

Passes its second and third readings and is ordered enrolled.

H. B. 480, a bill amending various sections of Chapter 115 of the General Statutes, relating to the public schools of North Carolina, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 262, a bill to amend General Statutes 20-88(c) to provide for licensing of farm trailers at one-half the licensing rate applicable to trailers, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—46.

S. B. 233, a bill to make violation of General Statutes 18-6.1 a misdemeanor, and to provide for the punishment thereof.

Upon motion of Senator Crew, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 262, a bill to authorize the State Highway Commission to acquire in fee simple its right-of-way.

Senator Moore offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 16, a bill amending General Statutes 136-18 so as to authorize and require the State Highway Commission to repair and maintain ways to public cemeteries.

Passes its second and third readings and is ordered enrolled.

H. B. 305, a bill to validate certain agreements between telephone companies and municipalities and to make provision for future agreements.

The amendment offered by the Committee is adopted.

Upon motion of Senator Thomas, action on the bill is postponed until Thursday, May 21, 1959.

H. B. 567, a bill to amend General Statutes 20-116, sub-Section (d), relating to the length of motor vehicles.

Passes its second and third readings and is ordered enrolled.

H. B. 652, a bill to make it unlawful to place lights or lighting devices along highways so as to blind, hamper, mislead or distract the attention of operators of motor vehicles.

Passes its second and third readings and is ordered enrolled.

H. B. 696, a bill to amend General Statutes 48-21, relating to the validity of adoption proceedings.

Passes its second and third readings and is ordered enrolled.

H. R. 824, a joint resolution to designate that portion of U. S. Highway No. 19 extending from the Georgia State line to Asheville, North Carolina, as the "Tomahawk Trail."

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Peel, the Senate adjourns to meet tomorrow at 12 M.

NINETY-FIRST DAY

SENATE CHAMBER,

Wednesday, May 20, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. David F. Johnson of the Kimball Memorial Lutheran Church of Kannapolis, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rose, the courtesies of the lobby are extended to Mr. and Mrs. James Allison of Wayne County and Jim Allison, son of Mr. and Mrs. Allison, is made an honorary page of the Senate.

Upon motion of Senator Williams, the courtesies of the lobby are extended to Nick T. Newberry of Stanly County.

Upon motion of Senator Moore, H. B. 796, a bill to amend Chapter 20 of the General Statutes, providing for the classification, licensing and registration of automobile utility trailers, is taken from the Committee on Public Roads and referred to the Committee on Finance.

Upon motion of Senator Morgan of Cleveland, S. B. 244, a bill to amend General Statutes 14-97 relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County, is recalled from the House of Representatives for further consideration by the Senate.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 824, a joint resolution to designate that portion of U. S. Highway No. 19 extending from the Georgia State line to Asheville, North Carolina, as the "Tomahawk Trail."

H. B. 16, an act amending General Statutes 136-18 so as to authorize and require the State Highway Commission to repair and maintain ways to public cemeteries.

H. B. 392, an act to authorize the expenditure of surplus operating funds of Caldwell County for the purpose of constructing, equipping and purchasing necessary county buildings.

H. B. 567, an act to amend General Statutes 20-116, sub-Section (d) relating to the length of motor vehicles.

H. B. 652, an act to make it unlawful to place lights or lighting devices along highways so as to blind, hamper, mislead or distract the attention of operators of motor vehicles.

H. B. 696, an act to amend General Statutes 48-21 relating to the validity of adoption proceedings.

H. B. 726, an act repealing Section 2 of Chapter 194, Session Laws of 1951, as amended, so as to place the deputies sheriff of Cherokee County on a fee basis.

H. B. 737, an act authorizing an election in Lee County upon the question of districting the county for the nomination of county commissioners.

H. B. 738, an act relating to the terms of office of the members of the board of county commissioners of Lee County.

H. B. 806, an act to prohibit the sale of wine, beer and intoxicating beverages within two miles of Goodwill Missionary Baptist Church, Beleys Creek Township, in Forsyth County.

H. B. 895, an act to authorize the sheriff of Swain County and the sheriff of Jackson County to appoint special deputies for law enforcement on those portions of the Cherokee Indian Reservation located within said counties.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 262, a bill to authorize the State Highway Commission to acquire in fee simple its right-of-way.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rutledge, for the Committee on Public Health:

S. B. 217, a bill to amend Sections 90-131 and 90-132 of Chapter 90 of the General Statutes of North Carolina relating to the licensing, regulation and practice of licensed doctors of osteopathy, with a favorable report, as amended.

H. B. 464, a bill making clarifying amendments to Article 16 of Chapter 130 of the General Statutes, relating to regulation of the manufacture of bedding, with a favorable report.

H. B. 628, a bill to amend Article 24 of Chapter 130 of the General Statutes of North Carolina relating to the formation and corporate powers of mosquito control districts, with a favorable report.

By Senator Rose, for the Committee on Agriculture:

S. B. 303, a bill to amend certain Sections of Article 26 of Chapter 106 of the General Statutes of North Carolina, relating to the inspection and purity of ice cream and other frozen food products, and also relating to the testing of milk and other dairy products, with a favorable report.

S. B. 302, a bill amending certain Sections of Article 2, Chapter 106 of the General Statutes, relating to commercial fertilizers, with a favorable report.

By Senator Snow, for the Committee on Propositions and Grievances:

S. B. 320, a bill to authorize the qualified voters of the town of Mount Airy to determine whether or not Alcoholic Beverage Control Stores shall be established

in said town and to prescribe the disposition of the net profits thereof, with a favorable report.

By Senator Hamilton, for the Committee on Retirement, Employment Security:

S. B. 326, a bill to amend Chapter 97 of the General Statutes to provide retirement benefits for members of the Industrial Commission, with a favorable report, as amended.

S. B. 366, a bill to amend Chapter 128 of the General Statutes relating to membership of county welfare department employees in the Local Governmental Employees' Retirement System, with a favorable report.

H. B. 433, a bill to amend Chapter 135 of the General Statutes so as to permit social security coverage of State employees who are members of the Law Enforcement Officers' Benefit and Retirement Fund and for other purposes, with a favorable report.

H. B. 485, a bill to amend General Statutes 135-5 relating to benefits under the Teachers' and State Employees' Retirement System, with a favorable report.

H. B. 609, a bill to amend Chapter 526 of the Session Laws of 1945, relating to the Local Governmental Employees' Retirement System, so as to make the same applicable to Onslow County, with a favorable report.

H. B. 706, a bill to amend General Statutes 135-5 relating to disability retirement allowances, with a favorable report.

H. B. 853, a bill to amend H. B. 295, ratified April 1, 1959, relating to the Morganton Employees' Retirement Fund, with a favorable report.

By Senator Kirkman, for the Committee on Finance:

S. B. 319, a bill to amend Chapter 264 of Public Local Laws of 1937 relating to the collection of taxes by city-county tax collector for the town of Carolina Beach in New Hanover County, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 330, a bill enabling the county of Vance and the city of Henderson to establish an Airport Authority for the maintenance of airport facilities for the citizens of Vance County, with a favorable report.

S. B. 341, a bill to authorize the board of county commissioners of Martin County to call a special election for the authorization of an industrial development tax for Martin County and to create and fix the powers of an industrial development commission for Martin County, with a favorable report.

H. B. 577, a bill to amend General Statutes 105-311 relative to the time for listing property for ad valorem taxation, with a favorable report.

H. B. 615, a bill providing that any supplemental tax voted by the Southport School District may be used to supplement any item in the current expense budget or in the capital outlay budget, with a favorable report.

H. B. 660, a bill to amend Article 3 of Chapter 131 of the General Statutes to provide, subject to an election thereon, for the conversion of any county tuberculosis hospital to other uses and the issuance of county bonds and the levy of a maintenance tax for any hospital or facility to which such hospital is converted, with a favorable report.

H. B. 685, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Burke County, with a favorable report.

H. B. 750, a bill authorizing the Catawba Heights Sanitary District to expend certain surplus funds for the construction of an office and utility building, subject to a referendum vote of the people within said district, with a favorable report.

H. B. 754, a bill to provide that certain delinquent taxes be paid into the General Fund of Avery County, with a favorable report.

H. B. 779, a bill providing that certain delinquent taxes of Macon County, when collected, shall be paid into the General Fund of said county, with a favorable report.

H. B. 781, a bill to amend General Statutes 105-422 relating to the Statute of Limitations on enforcement of tax liens so as to exempt Stokes County from the provision of the Statute, with a favorable report.

H. B. 786, a bill amending sub-Section 43 of General Statutes 153-9 relating to tax levies for certain special purposes so as to make the same applicable to Henderson County, with a favorable report.

H. B. 807, a bill to authorize the Cumberland County Board of Commissioners to call an election on the question of levying a tax for the operation of a recreational center in Seventy-First Township, with a favorable report.

H. B. 809, a bill authorizing the board of commissioners of Wilkes County to extend the time for the quadrennial assessment of property for taxation, with a favorable report.

By Senator Thomas, for the Committee on Public Utilities:

S. B. 333, a bill to amend General Statutes 66-9 to clarify the authority of the Utilities Commission with respect to the reading of gas and electric meters and the rendering of bills, with a favorable report.

By Senator Jolly, for the Committee on Local Government:

S. B. 350, a bill to authorize cities and counties to expend funds for rescue squad equipment and personnel, with a favorable report.

S. B. 354, a bill to continue the incorporation of the city of Statesville and to codify, amend and consolidate the Statutes that constitute the charter of the city of Statesville, and to repeal certain acts and portions of certain acts constituting a part of its present charter, with a favorable report.

S. B. 355, a bill amending Chapter 1009, Session Laws of 1953, relating to the salaries of the clerk of the Superior Court, the register of deeds and the sheriff of Iredell County, with a favorable report.

S. B. 356, a bill to amend Chapter 479 of the Session Laws of 1953 relating to fees, costs and commissions to be collected by the clerk of the Superior Court of Iredell County, with a favorable report.

S. B. 357, a bill amending Chapter 1037, Session Laws of 1953, relating to jail fees in Iredell County, with a favorable report.

S. B. 358, a bill fixing the fees to be charged by the register of deeds of Iredell County, with a favorable report.

S. B. 362, a bill to authorize the town of Tarboro to sell certain property purchased for cemetery purposes, with a favorable report.

S. B. 364, a bill to authorize the town of Tarboro to expend certain funds to assist in holding a celebration of the 200th anniversary of the founding of the town of Tarboro, with a favorable report.

H. B. 711, a bill relating to the amassing of funds with which to erect a new jail for Lee County or to improve the existing jail of said county, with a favorable report.

Upon motion of Senator Jolly, the bill is re-referred to the Committee on Finance.

H. B. 783, a bill to extend the authority of police officers of the town of Wadesboro in Anson County for a distance of one mile beyond the corporate limits, with a favorable report.

By Senator Williams, for the Committee on Election Laws and Senatorial Districts:

S. B. 228, a bill to give all employees of the State Highway and Public Works Commission a holiday for the purpose of voting in any general election in which State and/or county officers are to be voted upon for election, with a favorable report.

H. B. 196, a bill to amend General Statutes 163-172 so as to make elected officers and candidates ineligible to serve as markers; and to amend General Statutes 163-182 so as to require watchers to be qualified electors of the precinct for which they are appointed, with a favorable report.

H. B. 610, a bill repealing Chapter 210, Session Laws of 1951, as modified by Chapter 598, Session Laws of 1955 and amending Chapter 826, Session Laws of 1957, relating to the rotation of the position of Democratic candidates for the office of State Senator among the counties of Cherokee, Clay, Graham, Macon and Swain, which constitute the Thirty-third Senatorial District, with a favorable report.

H. B. 751, a bill relative to the counting of ballots cast for group candidates in Jones County, with a favorable report.

H. B. 762, a bill fixing the terms of office of the county commissioners of McDowell County, with a favorable report.

H. B. 775, a bill to provide that vacancies occurring in county elective offices shall be filled by the Democratic Executive Committee of Watauga County, with a favorable report, as amended.

H. B. 800, a bill to amend General Statutes 163-175 relating to single shot voting so as to make Paragraph 6 thereof inapplicable to Brunswick County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Humber: S. R. 368, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the Boards of Trustees of State supported colleges.

Upon motion of Senator Humber, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Rose: S. B. 369, a bill amending General Statutes 153-6 so as to provide that vacancies on the board of commissioners of Wayne County may be filled by appointment by the remaining members of the board.

Referred to Committee on Counties, Cities and Towns.

By Senator Cooke: S. B. 370, a bill to amend Chapter 14 of the Private Laws of 1927 and Chapter 37 of the 1947 Session Laws of North Carolina relating to the charter of the Gastonia City Administrative Unit.

Referred to Committee on Judiciary No. 1.

By Senators Jordan, Shelton, Alford and Currie of Durham: S. B. 371, a bill creating a State of North Carolina Stadium Authority, to define and provide its purposes and duties, and to authorize it to issue self-liquidating revenue bonds to finance the acquisition, construction, equipment, maintenance and operation of its facilities.

Referred to Committee on Finance.

By Senators Currie of Moore and Andrews: S. B. 372, a bill to appropriate funds for the establishment of a poultry diagnostic laboratory.

Referred to Committee on Appropriations.

By Senator Morgan of Cleveland: S. B. 373, a bill relating to the operation and maintenance of the North Carolina State Fair.

Referred to Committee on Agriculture.

By Senator Yow: S. B. 374, a bill to authorize the North Carolina State Ports Authority to purchase Workmen's Compensation Insurance.

Referred to Committee on Insurance.

By Senator Mercer: S. B. 375, a bill to extend the corporate limits of the town of Warsaw.

Referred to Committee on Counties, Cities and Towns.

By Senators Winslow, Forsyth, Frink, Henkel, Williams, Whitley, Thomas, Jolly, Monroe, Mercer, Garrison, Humber, Lanier, Canipe, Alford, Ross, Morgan of Harnett, Jordan, Williamson, Shelton, Simkpins, Lackey, Hancock, Rose, Blackburn, Snow, Reavis, Bason, Andrews, Thomason, Yow, Stikeleather, Hamilton and Duncan: S. B. 376, a bill to appropriate the sum of twenty thousand dollars (\$20,000.00) to North Carolina State College to establish the position of an Extension Wildlife Specialist.

Referred to Committee on Appropriations.

By Senator Duncan: S. B. 377, a bill to prohibit the sale of beer, wine and all other alcoholic beverages within two and one-half miles of the Glade Valley School, Incorporated, in Alleghany County.

Referred to Committee on Propositions and Grievances.

By Senator Currie of Durham: S. B. 378, a bill relating to the issuance of the city of Durham of revenue refunding bonds and investment of certain proceeds of such bonds.

Referred to Committee on Finance.

By Senator Simpkins: S. B. 379, a bill to amend General Statutes 1-362 and General Statutes 1-440.21(a) (2) to make up to fifty per cent of a debtor's earnings for personal services subject to execution and garnishment.

Referred to Committee on Judiciary No. 1.

By Senators Hamilton and Simpkins: S. B. 380, a bill to regulate and fix the salaries of the sheriff, register of deeds, and clerk of Superior Court of Lenoir County.

Referred to Committee on Salaries and Fees.

By Senator Copeland: S. B. 381, a bill to extend the planning and zoning powers of the town of Murfreesboro and its governing body to the territory beyond and surrounding the corporate limits of the town of Murfreesboro for a distance of one mile in all directions.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 78, a bill to amend Chapter 163 of the General Statutes of North Carolina so as to make certain corrections and clarifications in the election laws.

Referred to Committee on Election Laws and Senatorial Districts.

H. R. 901, a resolution memorializing the Congress of the United States to extend education benefits to veterans of the Armed Forces who entered, or who enter, the service subsequent to February 1, 1955.

Referred to Committee on Veterans and Military Affairs.

H. B. 903, a bill appointing Phillip Westall a member of the Yancey County Board of Education in place of M. D. Bailey, resigned.

Upon motion of Senator Canipe, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. R. 916, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of Trustees of the Greater University of North Carolina.

Upon motion of Senator Morgan of Cleveland, the rules are suspended, and upon his motion the resolution is postponed indefinitely.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 536, a bill to amend General Statutes 14-335 relating to the punishment for public drunkenness in Durham County.

Passes its second and third readings and is ordered enrolled.

H. B. 634, a bill to amend Chapter 220 of the Session Laws of 1955 relating to fees of the register of deeds of Person County so as to increase the fee to be charged for deeds for easement right-of-way.

Passes its second and third readings and is ordered enrolled.

H. B. 635, a bill to make the provisions of General Statutes 2-34 and General Statutes 2-35, relating to the clerk of Superior Court's fees for auditing final accounts of receivers, executors and trustees applicable to Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 636, a bill to fix and regulate the fees that may be charged and collected by the clerk of Superior Court of Person County for the probate of chattel mortgages.

Passes its second and third readings and is ordered enrolled.

H. B. 637, a bill to amend Chapter 165 of the Session Laws of 1953 so as to increase the salary of the clerk of Superior Court of Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 638, a bill to amend Chapter 1129 of the Session Laws of 1957 so as to increase the salaries of the sheriff and register of deeds of Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 639, a bill to fix and regulate certain fees to be charged by the sheriff of Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 641, a bill relating to the selection of trustees for the Leaksville Township Public School District.

Passes its second and third readings and is ordered enrolled.

H. B. 655, a bill relating to the compensation of the chairman and of the other members of the board of commissioners of Catawba County.

Passes its second and third readings and is ordered enrolled.

H. B. 671, a bill to authorize the board of county commissioners of Graham County to pay mileage to sheriff's department for travel outside county.

Passes its second and third readings and is ordered enrolled.

H. B. 683, a bill to fix the compensation of the county commissioners of Davidson County.

Passes its second and third readings and is ordered enrolled.

H. B. 756, a bill to amend Chapter 682 of the 1945 Session Laws, relating to the compensation of members of the board of education of Alleghany County.

Passes its second and third readings and is ordered enrolled.

H. B. 763, a bill amending Chapter 1160, Session Laws of 1953, relating to the filing of papers by clerks of the Superior Court so as to make said Chapter applicable to McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 765, a bill to amend Chapter 19 of the General Statutes relating to public nuisances in McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 766, a bill to authorize the board of county commissioners of Guilford County to supplement the salary of the district solicitor of the Superior Court.

Passes its second and third readings and is ordered enrolled.

H. B. 769, a bill to amend Chapter 245, Session Laws of 1957, relating to the salary of the county accountant in Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 770, a bill to amend Chapter 190, Session Laws of 1947, relating to the salary of the register of deeds of Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 828, a bill to amend General Statutes 28-68 relating to the payment to the clerk of court of money owed to an intestate in Caswell County.

Passes its second and third readings and is ordered enrolled.

H. B. 262, a bill to amend General Statutes 20-88 (c) to provide for licensing of farm trailers at one-half the licensing rate applicable to trailers, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 525, a bill to amend Chapter 156 of the General Statutes relating to drainage and drainage districts, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—47.

S. B. 301, a bill to amend General Statutes 106-390 relating to the sale of vaccinated unbred heifers under eighteen months of age.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 332, a bill to provide a further alternative for the collection of assessments authorized by Article 50 of Chapter 106 of the General Statutes, as amended, for the promotion of, use and sale of agricultural products and as the same may relate to assessments authorized by referendum on cattle sold for slaughter.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 528, a bill to amend Chapter 90 of the General Statutes relating to the practice of optometry.

Passes its second and third readings and is ordered enrolled.

H. B. 632, a bill to amend Article 34 of Chapter 106 of the General Statutes of North Carolina relating to control of hog cholera.

Passes its second and third readings and is ordered enrolled.

H. B. 664, a bill amending certain Sections of Article 31, Chapter 106 of the General Statutes, and known as "The North Carolina Seed Law."

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

NINETY-SECOND DAY

SENATE CHAMBER,
Thursday, May 21, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 368, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the boards of trustees of State supported colleges.

S. B. 242, an act to amend General Statutes 7-127, relating to the trial of criminal cases by justices of the peace in Harnett County.

S. B. 313, an act repealing Chapter 884, Session Laws of 1955, which created a wildlife refuge at the Lumberton Steam Electric Plant Cooling Pond.

S. B. 325, an act to amend Chapter 669 of the Session Laws of 1943, relating to the retirement system of the employees of New Hanover County.

S. B. 327, an act to amend General Statutes 113-111 to provide for an open season on foxes in Forsyth County.

H. B. 262, an act to amend General Statutes 20-88(c) to provide for licensing of farm trailers at one-half the licensing rate applicable to trailers.

H. B. 417, an act extending the corporate limits of the city of High Point and amending the Charter of said city with reference to the corporate limits of said city.

H. B. 480, an act amending various sections of Chapter 115 of the General Statutes, relating to the public schools of North Carolina.

H. B. 528, an act to amend Chapter 90 of the General Statutes, relating to the practice of optometry.

H. B. 536, an act to amend General Statutes 14-335, relating to the punishment for public drunkenness in Durham County.

H. B. 632, an act to amend Article 34 of Chapter 106 of the General Statutes of North Carolina, relating to control of hog cholera.

H. B. 634, an act to amend Chapter 220 of the Session Laws of 1955, relating to fees of the register of deeds of Person County so as to increase the fee to be charged for deeds for easement right-of-way.

H. B. 635, an act to make the provisions of General Statutes 2-34 and General Statutes 2-35, relating to the clerk of Superior Court's fees for auditing final accounts of receivers, executors and trustees applicable to Person County.

H. B. 636, an act to fix and regulate the fees that may be charged and collected by the clerk of Superior Court of Person County for the probate of chattel mortgages.

H. B. 637, an act to amend Chapter 165 of the Session Laws of 1953 so as to increase the salary of the clerk of Superior Court of Person County.

H. B. 638, an act to amend Chapter 1129 of the Session Laws of 1957 so as to increase the salaries of the sheriff and register of deeds of Person County.

H. B. 639, an act to fix and regulate certain fees to be charged by the sheriff of Person County.

H. B. 641, an act relating to the selection of trustees for the Leaksville Township Public School District.

H. B. 655, an act relating to the compensation of the chairman and of the other members of the board of commissioners of Catawba County.

H. B. 664, an act amending certain sections of Article 31, Chapter 106 of the General Statutes and known as "The North Carolina Seed Law."

H. B. 671, an act to authorize the board of county commissioners of Graham County to pay mileage to sheriff's department for travel outside county.

H. B. 683, an act to fix the compensation of the county commissioners of Davidson County.

H. B. 756, an act to amend Chapter 682 of the 1945 Session Laws, relating to the compensation of members of the board of education of Alleghany County.

H. B. 763, an act amending Chapter 1160, Session Laws of 1953, relating to the filing of papers by clerks of the Superior court so as to make said Chapter applicable to McDowell County.

H. B. 765, an act to amend Chapter 19 of the General Statutes, relating to public nuisances in McDowell County.

H. B. 766, an act to authorize the board of county commissioners of Guilford County to supplement the salary of the district solicitor of the Superior Court.

H. B. 769, an act to amend Chapter 245, Session Laws of 1957, relating to the salary of the county accountant in Graham County.

H. B. 770, an act to amend Chapter 190, Session Laws of 1947, relating to the salary of the register of deeds of Graham County.

H. B. 828, an act to amend General Statutes 28-68, relating to the payment to the clerk of court of money owed to an intestate in Caswell County.

H. B. 903, an act appointing Phillip Westall a member of the Yancey County Board of Education in place of M. D. Bailey, resigned.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Thursday, May 21, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 368 entitled, "A joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the boards of trustees of State supported colleges," the House stands ready to receive the Senate in Joint Session at the hour of 12:15 p. m.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

The President announces that in accordance with the joint resolution fixing the time and place for a Joint Session of the House of Representatives and the Senate for the election of trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the boards of trustees of State supported colleges, the hour having arrived for this meeting, the Senate, preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in Joint Session with that Honorable Body.

JOINT SESSION

The Senate is received by the members of the House of Representatives standing and the Joint Session is called to order by Lieutenant Governor Luther E. Barnhardt.

The Clerk of the Senate calls the roll of the Senate and the following members answer the call: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Humber, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Snow, Stikeleather, Thomas, Thomason, Whitley, Williamson, Yow—35.

The Clerk of the House calls the roll of the House of Representatives and the following members answer the call: Messrs. Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmiston, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, McLaughlin, Murphrey of Halifax, Murphy

of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, Zollicoffer—107.

A quorum of each House being declared present, the Joint Session proceeds with the business for which it convenes.

Senator Humber, on the part of the Joint Committee on Trustees of the University, makes the following report and nominations in writing and moves its adoption:

REPORT OF THE COMMITTEE ON TRUSTEES OF THE GREATER UNIVERSITY TO THE
GENERAL ASSEMBLY OF NORTH CAROLINA, SESSION 1959

A meeting of the Joint Committee on University Trustees was held May 12, 1959, for the purpose of selecting nominees for membership on the board of trustees of the University of North Carolina, to be submitted to the Joint Session. In accordance with instructions received from our Joint Committee, we hereby submit the following nominations:

For regular 8-year term:

NAME	ADDRESS	COUNTY
Arch T. Allen	Raleigh, N. C.	Wake
Mrs. Ed M. Anderson	West Jefferson, N. C.	Ashe
Ike F. Andrews	Siler City, N. C.	Chatham
Wm. C. Barfield	Wilmington, N. C.	New Hanover
Mrs. Nancy Hall Copeland	Murfreesboro, N. C.	Hertford
Frank Hull Crowell	Lincolnton, N. C.	Lincoln
Percy B. Ferebee	Andrews, N. C.	Cherokee
Bowman Gray	Winston-Salem, N. C.	Forsyth
Herbert Hardy	Maury, N. C.	Greene
Wm. B. Harrison	Rocky Mount, N. C.	Nash
J. Frank Huskins	Burnsville, N. C.	Yancey
Mack Jernigan	Dunn, N. C.	Harnett
George N. Noble	Trenton, N. C.	Jones
Ernest E. Parker, Jr.	Southport, N. C.	Brunswick
Frank Parker	Asheville, N. C.	Buncombe
Claude W. Rankin	Fayetteville, N. C.	Cumberland
T. Henry Redding	Asheboro, N. C.	Randolph
Mrs. Dillard Reynolds	Winston-Salem, N. C.	Forsyth
Wm. P. Saunders	Southern Pines, N. C.	Moore
Evander S. Simpson	Smithfield, N. C.	Johnston
Walter L. Smith	Charlotte, N. C.	Mecklenburg
Dr. Shahane Taylor	Greensboro, N. C.	Guilford
Thomas B. Upchurch, Jr.	Raeford, N. C.	Hoke
C. M. Vanstory, Jr.	Greensboro, N. C.	Guilford
Hill Yarborough	Louisburg, N. C.	Franklin

For four-year term:

Herman Weil	Goldsboro, N. C.	Wayne
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For two-year term:

R. C. Stovall.....Roxboro, N. C.....Person

Yours very truly,

Robert Lee Humber, *Chairman,*
Senate Committee on University Trustees.

Carson Gregory, *Chairman,*
House Committee on University Trustees.

The report of the Committee is adopted by roll call vote of the Senate and the House of Representatives, respectively:

The following Senators vote in the affirmative: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Humber, Jordan, Kessler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Yow—38.

The following members of the House of Representatives vote in the affirmative: Messrs. Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, Zollicoffer—108.

Whereupon, the President of the Senate presiding over the Joint Session declares that the persons nominated by Senator Humber for the Committee, are duly elected trustees of the University for the terms designated in the report.

The President of the Senate, Lieutenant Governor Luther E. Barnhardt, submits the following message from His Excellency, Luther H. Hodges, containing the appointments to the boards of trustees of State-supported colleges:

APPOINTMENTS TO THE BOARDS OF TRUSTEES OF STATE-SUPPORTED COLLEGES

Honorable Luther E. Barnhardt, President of the Senate, and
Honorable Addison Hewlett, Jr., Speaker of the House,
North Carolina General Assembly,
Raleigh, North Carolina.

Gentlemen:

I have the honor to transmit herewith the following appointments made during the past two years to the Boards of Trustees of State-supported colleges, which in accordance with Section 116-46 of the General Statutes are forwarded to the General Assembly for confirmation in joint session:

	<i>Term Beginning</i>	<i>Term Expiring</i>
A & T COLLEGE OF NORTH CAROLINA		
W. B. Wicker, Sanford.....	7-1-57	6-30-65
Robert H. Frazier, Greensboro.....	7-1-57	6-30-65
Joseph M. Hunt, Jr., Greensboro.....	7-1-57	6-30-63
Robert P. Holding, Smithfield.....	2-5-58	6-30-59
APPALACHIAN STATE TEACHERS COLLEGE		
George Corn, Shelby.....	8-23-57	6-30-65
J. B. Hagman, Jr., Boone.....	8-23-57	6-30-65
Ralph Winkler, Boone.....	8-23-57	6-30-65
Kidd Brewer, Raleigh.....	8-23-57	6-30-63
John Frank, Mt. Airy.....	8-23-57	6-30-63
E. G. Lackey, Winston-Salem.....	8-20-57	6-30-63
C. Watson Brame, North Wilkesboro.....	8-23-57	6-31-61
Mrs. Harry B. Caldwell, Greensboro.....	8-23-57	6-30-61
L. A. Dysart, Lenoir.....	8-23-57	6-30-61
B. C. Brock, Mocksville.....	8-23-57	6-30-59
Mrs. J. Ed Broyhill, Lenoir.....	8-23-57	6-30-59
William J. Conrad, Winston-Salem.....	8-23-57	6-30-59
EAST CAROLINA COLLEGE		
Henry Belk, Goldsboro.....	7-1-57	6-30-65
W. W. Taylor, Jr., Warrenton.....	7-1-57	6-30-65
Herbert Waldrop, Greenville.....	7-1-57	6-30-63
Carl Goerch, Raleigh, N. C.....	8-28-57	6-30-61
Robert B. Morgan, Lillington.....	8-5-58	6-30-65
ELIZABETH CITY STATE TEACHERS COLLEGE		
J. C. Abbott, Elizabeth City.....	8-23-57	6-30-65
Roland L. Garrett, Elizabeth City.....	8-23-57	6-30-65
A. Pilston Godwin, Jr., Gatesville.....	8-23-57	6-30-65
Albert G. Byrum, Edenton.....	8-23-57	6-30-63
McDonald Dixon, Elizabeth City.....	8-23-57	6-30-63
Martin L. Wilson, Selma.....	8-23-57	6-30-63
J. W. Davis, Edenton.....	8-23-57	6-30-61
O. R. Symons, Elizabeth City.....	8-23-57	6-30-61
Herbert Hardy, Snow Hill.....	9-4-57	6-30-59
Dr. Clifford Jones, Elizabeth City.....	8-23-57	6-30-59
A. J. Jones, Tillery.....	8-30-57	6-30-59
FAYETTEVILLE STATE TEACHERS COLLEGE		
John H. Cook, Fayetteville.....	7-1-58	6-30-65
R. J. Hester, Jr., Elizabethtown.....	7-1-58	6-30-65
Stewart B. Warren, Clinton.....	7-1-58	6-30-65
Victor Dawson, Fayetteville.....	7-1-58	6-30-63
Dr. W. P. DeVane, Fayetteville.....	7-1-58	6-30-63
W. E. Horner, Sanford.....	7-1-58	6-30-63
Emil Rosenthal, Goldsboro.....	7-1-58	6-30-61
Walter Baker, Raeford.....	7-1-58	6-30-61

Gurney E. Edgerton, Fayetteville.....	7-1-58	6-30-59
Dr. C. W. Furlong, Smithfield.....	7-1-58	6-30-59
Albert J. Ellis, Jacksonville.....	3-12-58	6-30-59

NORTH CAROLINA COLLEGE AT DURHAM

Bascom Baynes, Durham.....	8-23-57	6-30-65
Hanes Lassiter, Matthews.....	8-23-57	6-30-65
Dillard Teer, Durham.....	8-23-57	6-30-65
Edwin Jones, Sr., Charlotte.....	8-27-57	6-30-63
Marshall T. Spears, Durham.....	8-27-57	6-30-63
John G. Clark, Greenville.....	10-31-57	6-30-63
Dr. J. W. Black, Rocky Mount.....	8-23-57	6-30-61
Dr. J. M. Hubbard, Durham.....	8-23-57	6-30-61
Dr. W. W. Pierson, Chapel Hill.....	8-23-57	6-30-61
Mrs. Ida Duncan, Reidsville.....	8-23-57	6-30-59
Welch Harris, High Point.....	8-23-57	6-30-59
Clyde A. Shreve, Summerfield.....	8-27-57	6-30-59

PEMBROKE STATE COLLEGE

John L. Carter, Pembroke.....	8-23-57	6-30-65
Zeb A. Lowry, Pembroke.....	8-23-57	6-30-65
James A. Sampson, Pembroke.....	8-23-57	6-30-65
Lester Bullard, Maxton.....	8-23-57	6-30-63
Steve Hammonds, Jr., Lumberton.....	8-23-57	6-30-63
Elmer T. Lowry, Pembroke.....	8-23-57	6-30-63
James R. Lowry, Pembroke.....	8-23-57	6-30-61
Carl L. Maynor, Pembroke.....	8-23-57	6-30-61
Albert E. Hammonds, Lumberton.....	8-23-57	6-30-61
Purnell Swett, Rowland.....	8-23-57	6-30-59

WESTERN CAROLINA COLLEGE

J. Ramsey Buchanan, Sylva.....	8-23-57	6-30-65
Arnold Hyde, Asheville.....	8-23-57	6-30-65
Guy Sutton, Robbinsville.....	8-23-57	6-30-65

WINSTON-SALEM TEACHERS COLLEGE

Winfield Blackwell, Winston-Salem.....	8-23-57	6-30-65
Ralph M. Stockton, Jr., Winston-Salem.....	8-23-57	6-30-65
Gordon Tomlinson, Mocksville.....	8-23-57	6-30-65
Bert Bennett, Winston-Salem.....	8-23-57	6-30-63
John Hough, Leaksville.....	8-23-57	6-30-63
L. D. Long, Winston-Salem.....	8-23-57	6-30-63
Clark S. Brown, Winston-Salem.....	8-23-57	6-30-61
N. L. Dillard, Yanceyville.....	8-23-57	6-30-61
H. D. Townsend, Lexington.....	8-23-57	6-30-61
Fleet L. Gobble, Winston-Salem.....	8-23-57	6-30-59
Rufus S. Hairston, Winston-Salem.....	8-23-57	6-30-59
Thomas Rice, Winston-Salem.....	8-23-57	6-30-59

Respectfully submitted,

LUTHER H. HODGES.

Upon motion of Senator Kesler, the appointments contained in the Governor's message are unanimously confirmed for the terms indicated.

Upon motion of Senator Morgan of Cleveland, the Joint Session is dissolved and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

Upon motion of Senator Andrews, Donald, Ronald and Sara Moore and Kaye Budd of Chatham County are made honorary pages of the Senate.

Upon motion of Senator Henkel, S. B. 318, a bill to authorize the expenditure of not to exceed \$150,000 out of the Contingency and Emergency Fund for the construction of shore protective works, is taken from the Committee on Conservation and Development and re-referred to the Committee on Appropriations.

Upon motion of Senator Henkel, H. B. 654, a bill to authorize appropriations by the board of commissioners of Catawba County, for industrial development and other purposes, is taken from the Committee on Appropriations and placed upon today's Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Cooke, for the Committee on State Government:

S. B. 229, a bill to fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to provide for the assignment of retired commissioners to emergency duty on the Commission, with a favorable report.

Upon motion of Senator Cooke, the bill is re-referred to the Committee on Appropriations.

H. B. 57, a bill to rewrite Chapter 146 of the General Statutes, entitled "State Lands," with a favorable report, as amended.

H. B. 354, a bill to amend General Statutes 89-5, 1958 Replacement Volume 20, relating to the secretary of the State Board of Registration for Professional Engineers and Land Surveyors and defining his duties, liabilities and expenditure of funds of the Board, with a favorable report.

H. B. 590, a bill creating the Research Triangle Regional Planning Commission, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 321, a bill to amend sub-Chapter V of Chapter 54 of the General Statutes to permit a cooperative marketing corporation organized under such sub-Chapter to disburse small sums owed to a deceased member in the absence or after the closing of the administration of his estate, with a favorable report.

S. B. 348, a bill to amend General Statutes 1-153, relating to the authority of the clerks of Superior Court to hear and pass upon motions to strike in special proceedings, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

Committee substitute for S. B. 223, a bill to amend General Statutes 130-57, relating to the performance of notarial acts by registers of deeds, with a favorable report.

S. B. 370, a bill to amend Chapter 14 of the Private Laws of 1927 and Chapter 37 of the 1947 Session Laws of North Carolina, relating to the Charter of the Gastonia City Administrative Unit, with a favorable report.

H. B. 506, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons, with a favorable report, as amended.

Upon motion of Senator Crew, the bill is placed upon the Calendar for Tuesday, May 26, 1959.

H. B. 507, a bill to rewrite General Statutes 160-452, relating to the annexation of land by municipalities on petition by all owners of real property, with a favorable report.

Upon motion of Senator Crew, the bill is placed upon the Calendar for Tuesday, May 26, 1959.

H. B. 508, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons, with a favorable report.

Upon motion of Senator Crew, the bill is placed upon the Calendar for Tuesday, May 26, 1959.

H. B. 584, a bill to prohibit willful attendance of persons as spectators at a race or speed competition between motor vehicles, prearranged and conducted on a street or highway, with a favorable report, as amended.

By Senator Stikeleather, for the Committee on Education:

S. B. 363, a bill validating all acts of Alfonso F. Felton and C. W. Mayo as members of the Edgecombe County Board of Education taken prior to their qualification, with a favorable report.

H. B. 787, a bill rewriting Section 1 of Chapter 173, Private Laws of 1925, relating to the appointment of the members of the Wadesboro City Board of Education, with a favorable report.

H. B. 790, a bill amending General Statutes 143-135, relating to the letting of contracts by the Ashe County Board of Education, with a favorable report.

By Senator Rose, for the Committee on Agriculture:

S. B. 331, a bill to amend General Statutes 106-65, to regulate the sale of maleic hydrazide and to prohibit the use of maleic hydrazide on growing tobacco, with a favorable report.

Upon motion of Senator Rose, the bill is placed upon the Calendar for Wednesday, May 27, 1959.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Lackey: S. B. 382, a bill to authorize the board of county commissioners of Alexander County to submit to the qualified electors of said county the question of the issuance of bonds for the purpose of extending water and sewage facilities on a rental basis to communities and industries in said county.

Referred to Committee on Finance.

By Senators Cooke and Frink: S. B. 383, a bill to amend Article 13, Chapter 20 of the General Statutes to require increased proof of financial responsibility as condition of registration of motor vehicles.

Referred to Committee on Judiciary No. 1.

By Senator Jordan: S. B. 384, a bill to extend the corporate limits of the town of Fuquay Springs, Wake County.

Referred to Committee on Judiciary No. 2.

By Senator Davis: S. B. 385, a bill to fix the salaries of the clerk of the Superior Court, sheriff, and register of deeds of Fyorch County, and to revise provisions with respect to the Special Trust Fund created by Chapter 147, Session Laws of 1943, for said clerk of Superior Court's office.

Referred to Committee on Counties, Cities and Towns.

By Senator Alford: S. B. 386, a bill to provide for staggered terms of office for members of the board of education in Nash County.

Referred to Committee on Education.

By Senator Lanier, by request: S. B. 387, a bill relating to payment for medical treatment and supplies under the Workmen's Compensation Act.

Referred to Committee on Insurance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 771, a bill to incorporate the town of Trent Woods in Craven County.

Referred to Committee on Local Government.

H. B. 822, a bill to permit the city of Winston-Salem to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property.

Referred to Committee on Finance.

H. B. 823, a bill amending Chapter 296 of the Public Local Laws for the year 1939 permitting the Winston-Salem Employees' Retirement Fund to be invested in those type of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

Referred to Committee on Retirement, Employment Security.

H. B. 835, a bill to amend Chapter 242 of the Public Local Laws of 1921 to the end that special meetings of the board of county commissioners of McDowell County, North Carolina, shall be as provided under General Statutes 153-8.

Referred to Committee on Counties, Cities and Towns.

H. B. 842, a bill relating to the appointment of a single registrar of vital statistics for Transylvania County.

Referred to Committee on Judiciary No. 2.

H. B. 843, a bill to amend General Statutes 7-70, relating to the terms of the Superior Court of Transylvania County.

Referred to Committee on Courts and Judicial Districts.

H. B. 844, a bill to amend General Statutes 9-4, relating to the number of jurors to be drawn in Transylvania County.

Referred to Committee on Courts and Judicial Districts.

H. B. 851, a bill relating to the appointment of jury commissioners in Jackson County.

Referred to Committee on Courts and Judicial Districts.

H. B. 854, a bill to amend Chapter 776 of the Session Laws of 1957, relating to the fees to be charged by justices of the peace in McDowell County.

Referred to Committee on Salaries and Fees.

H. B. 859, a bill to amend General Statutes 9-25, relating to grand juries in Transylvania County.

Referred to Committee on Courts and Judicial Districts.

H. B. 861, a bill to prescribe the filing fees of candidates for office of the city of Durham.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 862, a bill to amend General Statutes 28-68, relating to the payment to the clerk of court of money owed to an intestate in Union County.

Referred to Committee on Judiciary No. 1.

H. B. 863, a bill to amend Chapter 76 of the Public Laws of 1929, relating to the grand and petit juries of Northampton County.

Referred to Committee on Courts and Judicial Districts.

H. B. 868, a bill to validate the municipal election of May 5, 1959, of the town of Maxton in Robeson County.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 869, a bill to amend Paragraph 12a of General Statutes 153-9 so as to make the same applicable to Chatham County.

Referred to Committee on Judiciary No. 2.

H. B. 873, a bill rewriting Section 16, Chapter 151, Private Laws of 1895, the Charter of the Town of Grifton, so as to give to said town the same authority to acquire property by gift, device, purchase or condemnation that is granted to municipalities of this State by Chapter 160 of the General Statutes.

Referred to Committee on Judiciary No. 1.

H. B. 877, a bill authorizing the city of Goldsboro to require liability insurance on all taxicabs operating within the city.

Referred to Committee on Counties, Cities and Towns.

H. B. 881, a bill to validate tax levies and tax sales of the town of Aulander in Bertie County.

Referred to Committee on Finance.

H. B. 882, a bill to validate certain tax levies and tax sales of Bertie County.

Referred to Committee on Finance.

H. B. 883, a bill validating street paving, sidewalk and curb and gutter assessments heretofore made by the city of Rocky Mount.

Referred to Committee on Counties, Cities and Towns.

H. B. 896, a bill to authorize the board of county commissioners of Lee County to fix fees to be charged by county officers.

Referred to Committee on Salaries and Fees.

H. B. 897, a bill to extend the time for making quadrennial revaluation and reassessment of real property in Lee County.

Referred to Committee on Finance.

H. B. 898, a bill amending Chapter 1110, Session Laws of 1949, to provide for an additional member of the Transylvania County Historical Commission to be appointed by the Transylvania County Historical Association; to provide that the members of said commission may appoint proxies to represent them at meetings and to authorize the appointment of a curator.

Referred to Committee on Counties, Cities and Towns.

HOUSE OF REPRESENTATIVES,
Wednesday, May 20, 1959.

Mr. President:

Pursuant to message received from the Senate requesting the return of S. B. 244, entitled "A bill to amend General Statutes 14-97, relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County," for further consideration by that Honorable Body, the House is returning same herewith.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Morgan of Cleveland, the vote by which the bill passed its third reading is reconsidered and upon his motion the bill is re-referred to the Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 330, a bill enabling the county of Vance and the city of Henderson to establish an Airport Authority for the maintenance of airport facilities for the citizens of Vance County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—46.

S. B. 341, a bill to authorize the board of county commissioners of Martin County to call a special election for the authorization of an industrial development tax for Martin County and to create and fix the powers of an industrial development commission for Martin County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—46.

S. B. 354, a bill to continue the incorporation of the city of Statesville and to codify, amend and consolidate the statutes that constitute the Charter of the City of Statesville, and to repeal certain acts and portions of certain acts constituting a part of its present charter, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler,

Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—46.

H. B. 786, a bill amending sub-Section 43 of General Statutes 153-9, relating to tax levies for certain special purposes so as to make the same applicable to Henderson County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—46.

H. B. 807, a bill to authorize the Cumberland County Board of Commissioners to call an election on the question of levying a tax for the operation of a recreational center in Seventy-First Township, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—46.

S. B. 319, a bill to amend Chapter 264 of Public Local Laws of 1937, relating to the collection of taxes by city-county tax collector for the town of Carolina Beach in New Hanover County.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 320, a bill to authorize the qualified voters of the town of Mount Airy to determine whether or not alcoholic beverage control stores shall be established in said town and to prescribe the disposition of the net profits thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 355, a bill amending Chapter 1009, Session Laws of 1953, relating to the salaries of the clerk of the Superior Court, the register of deeds and the sheriff of Iredell County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 356, a bill to amend Chapter 479 of the Session Laws of 1953, relating to fees, costs and commissions to be collected by the clerk of the Superior Court of Iredell County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 357, a bill amending Chapter 1037, Session Laws of 1953, relating to jail fees in Iredell County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 358, a bill fixing the fees to be charged by the register of deeds of Iredell County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 362, a bill to authorize the town of Tarboro to sell certain property purchased for cemetery purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 364, a bill to authorize the town of Tarboro to expend certain funds to assist in holding a celebration of the 200th anniversary of the founding of the town of Tarboro.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 577, a bill to amend General Statutes 105-311, relative to the time for listing property for ad valorem taxation.

Passes its second and third readings and is ordered enrolled.

H. B. 609, a bill to amend Chapter 526 of the Session Laws of 1945, relating to the Local Governmental Employees' Retirement System, so as to make the same applicable to Onslow County.

Passes its second and third readings and is ordered enrolled.

H. B. 615, a bill providing that any supplemental tax voted by the Southport School District may be used to supplement any item in the current expense budget or in the capital outlay budget.

Passes its second and third readings and is ordered enrolled.

H. B. 654, a bill to authorize appropriations by the board of commissioners of Catawba County, for industrial development and other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 685, a bill to extend the time for making the quadrennial revaluation and reassessment of real property in Burke County.

Passes its second and third readings and is ordered enrolled.

H. B. 750, a bill authorizing the Catawba Heights Sanitary District to expend certain surplus funds for the construction of an office and utility building, subject to a referendum vote of the people within said district.

Passes its second and third readings and is ordered enrolled.

H. B. 751, a bill relative to the counting of ballots cast for group candidates in Jones County.

Passes its second and third readings and is ordered enrolled.

H. B. 754, a bill to provide that certain delinquent taxes be paid into the General Fund of Avery County.

Passes its second and third readings and is ordered enrolled.

H. B. 762, a bill fixing the terms of office of the county commissioners of McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 775, a bill to provide that vacancies occurring in county elective offices shall be filled by the Democratic Executive Committee of Watauga County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 779, a bill providing that certain delinquent taxes of Macon County, when collected, shall be paid into the General Fund of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 781, a bill to amend General Statutes 105-422, relating to the statute of limitations on enforcement of tax liens so as to exempt Stokes County from the provision of the statute.

Passes its second and third readings and is ordered enrolled.

H. B. 783, a bill to extend the authority of police officers of the town of Wadesboro in Anson County for a distance of one mile beyond the corporate limits.

Passes its second and third readings and is ordered enrolled.

H. B. 800, a bill to amend General Statutes 163-175, relating to single shot voting so as to make paragraph 6 thereof inapplicable to Brunswick County.

Passes its second and third readings and is ordered enrolled.

H. B. 809, a bill authorizing the board of commissioners of Wilkes County to extend the time for the quadrennial assessment of property for taxation.

Passes its second and third readings and is ordered enrolled.

H. B. 853, a bill to amend H. B. 295, ratified April 1, 1959, relating to the Morganton Employees' Retirement Funds.

Passes its second and third readings and is ordered enrolled.

H. B. 525, a bill to amend Chapter 156 of the General Statutes, relating to drainage and drainage districts, upon third reading.

The bill passes its third reading by roll call vote, ayes, 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered enrolled.

S. B. 217, a bill to amend Section 90-131 and 90-132 of Chapter 90 of the General Statutes of North Carolina, relating to the licensing, regulation and practice of licensed doctors of osteopathy, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 47, noes, 0 as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—47.

S. B. 302, a bill amending certain Sections of Article 2, Chapter 106 of the General Statutes, relating to commercial fertilizers, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton,

Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—47.

S. B. 303, a bill to amend certain Sections of Article 26 of Chapter 106 of the General Statutes of North Carolina, relating to the inspection and purity of ice cream and other frozen food products, and also relating to the testing of milk and other dairy products, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—47.

H. B. 464, a bill making clarifying amendments to Article 16 of Chapter 130 of the General Statutes, relating to regulation of the manufacture of bedding, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—47.

H. B. 628, a bill to amend Article 24 of Chapter 130 of the General Statutes of North Carolina, relating to the formation and corporate powers of mosquito control districts, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—47.

H. B. 660, a bill to amend Article 3 of Chapter 131 of the General Statutes, to provide, subject to an election thereon, for the conversion of any county tuberculosis hospital to other uses and the issuance of county bonds and the levy of a maintenance tax for any hospital or facility to which such hospital is converted, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—47.

S. B. 98, a bill to define the duties of the attorney general and other officers with respect to the prosecution of crime and the administration of the criminal laws of the State.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Simpkins, action on the bill is postponed until Tuesday, May 26, 1959.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 11 o'clock.

NINETY-THIRD DAY

SENATE CHAMBER,
Friday, May 22, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Williams, the courtesies of the lobby are extended to Mrs. Henry Shelton of Edgecombe County and Anne Boone Shelton, daughter of Senator and Mrs. Shelton, is made an honorary page of the Senate.

Upon motion of Senator Hancock, the courtesies of the lobby are extended to Miss Esther Morgan of Florida, sister of Senator Robert B. Morgan of Harnett County.

MESSAGE FROM THE GOVERNOR

The following message is received from His Excellency, Governor Luther H.

Hodges:

To the Honorable Senate of North Carolina:

I have the honor to transmit herewith the following appointments made during the past two years, which in accordance with provisions of the General Statutes are forwarded to the Senate for confirmation.

LUTHER H. HODGES, *Governor.*

Upon motion of Senator Morgan of Cleveland, the Senate resolves itself into Executive Session for the purpose of considering the appointments contained in the Governor's Message.

	<i>Term Beginning</i>	<i>Term Expiring</i>
ATLANTIC STATES MARINE FISHERIES COMMISSION (G. S. 113-377.3)		
Walton S. Griggs, Point Harbor.....	6-20-57	6-20-60
N. C. SCHOOL FOR THE BLIND AND DEAF AT RALEIGH (G. S. 116-106)		

Mrs. Julian B. Hutaff, Fayetteville.....	8-23-57	5-1-61
James L. Penland, Asheville.....	8-23-57	5-1-61
S. Linton Smith, Raleigh.....	8-23-57	5-1-61
Dean Carroll Weathers, Winston-Salem.....	8-23-57	5-1-61
Mrs. Homer Wright, Leaksville.....	8-23-57	5-1-61
James Webb, Greensboro.....	8-23-57	5-16-1
Mrs. Larry B. Pate, New Bern.....	8-23-57	5-1-61
Claude Teague, Chapel Hill.....	8-23-57	5-1-61
Charles P. Gaskins, Greenville.....	8-23-57	5-1-61
George R. Bennette, Greensboro.....	1-8-58	5-1-61
Gilbert Peel, Jr., Charlotte.....	9-19-58	5-1-61

N. C. SCHOOL FOR THE DEAF AT MORGANTON

(G. S. 116-121)

Howard Moose, Newton.....	8-13-57	4-1-61
R. J. Morris, Marion.....	8-14-57	5-1-61
W. S. McCord, Charlotte.....	8-13-57	4-1-61
O. H. Pons, Valdese.....	8-13-57	4-1-61
Samuel McDowell Tate, Morganton.....	1-8-58	4-1-61
J. G. Northcott, Jr., Black Mountain.....	10-2-58	4-1-61

BOARD OF TRUSTEES OF THE TEACHERS' AND STATE

EMPLOYEES' RETIREMENT SYSTEM (G. S. 135-6)

Clyde Gordon, Burlington.....	6-21-57	4-5-61
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BOARD OF DIRECTORS FOR THE N. C. SANATORIUMS FOR THE

TREATMENT OF TB (G. S. 131-64)

O. Arthur Kirkman, High Point.....	7-10-57	4-29-63
Mrs. Roy Parker, Sr., Ahoskie.....	7-10-57	4-29-63
P. K. Gravely, Rocky Mount.....	7-10-57	4-29-63
J. L. McNeill, Raeford.....	7-10-57	4-29-63
Paul S. Cragan, Sanford.....	7-10-57	4-29-61

STATE STREAM SANITATION COMMITTEE

(G. S. 143-213)

T. B. Upchurch, Jr., Raeford.....	8-28-57	7-11-63
P. Greer Johnson, Asheville.....	3-9-59	7-11-63

COMMISSIONER OF BANKS (G. S. 53-92)

Ben R. Roberts, Durham.....	11-5-57	4-1-59
Ben R. Roberts, Durham.....	4-1-59	4-1-63

Upon motion of Senator Frink, seconded by Senator Winslow, the appointments as submitted in the Governor's Message are unanimously approved and confirmed for the position stated and for the time specified.

Upon motion of Senator Morgan of Cleveland, the Executive Session is dissolved and the Senate proceeds with the public business.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 329, an act to amend the charter of the town of Princeville to enlarge the corporate boundaries thereof.

H. B. 525, an act to amend Chapter 156 of the General Statutes, relating to drainage and drainage districts.

H. B. 577, an act to amend General Statutes 105-311, relative to the time for listing property for ad valorem taxation.

H. B. 609, an act to amend Chapter 526 of the Session Laws of 1945, relating to the local governmental employees' retirement system, so as to make the same applicable to Onslow County.

H. B. 615, an act providing that any supplemental tax voted by the Southport School District may be used to supplement any item in the current expense budget or in the capital outlay budget.

H. B. 654, an act to authorize appropriations by the board of commissioners of Catawba County, for industrial development and other purposes.

H. B. 685, an act to extend the time for making the quadrennial revaluation and reassessment of real property in Burke County.

H. B. 750, an act authorizing the Catawba Heights Sanitary District to expend certain surplus funds for the construction of an office and utility building, subject to a referendum vote of the people within said district.

H. B. 751, an act relative to the counting of ballots cast for group candidates in Jones County.

H. B. 754, an act to provide that certain delinquent taxes be paid into the general fund of Avery County.

H. B. 762, an act fixing the terms of office of the county commissioners of McDowell County.

H. B. 779, an act providing that certain delinquent taxes of Macon County, when collected, shall be paid into the general fund of said county.

H. B. 781, an act to amend General Statutes 105-422 relating to the Statute of Limitations on enforcement of tax liens so as to exempt Stokes County from the provision of the Statute.

H. B. 783, an act to extend the authority of police officers of the town of Wadesboro in Anson County for a distance of one mile beyond the corporate limits.

H. B. 800, an act to amend General Statutes 163-175 relating to single shot voting so as to make Paragraph 6 thereof inapplicable to Brunswick County.

H. B. 809, an act authorizing the board of commissioners of Wilkes County to extend the time for the quadrennial assessment of property for taxation.

H. B. 853, an act to amend H. B. 295, ratified April 1, 1959, relating to the Morganton Employees' Retirement Fund.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 353, a bill to amend Chapter 1159 of the 1951 Session Laws defining and establishing the corporate limits of the town of Marion, with a favorable report.

S. B. 369, a bill amending General Statutes 153-6 so as to provide that vacancies on the board of commissioners of Wayne County may be filled by appointment by the remaining members of the board, with a favorable report.

S. B. 375, a bill to extend the corporate limits of the town of Warsaw, with a favorable report.

S. B. 385, a bill to fix the salaries of the clerk of the Superior Court, sheriff, and register of deeds of Forsyth County, and to revise provisions with respect to the Special Trust Fund created by Chapter 147, Session Laws of 1943, for said clerk of Superior Court's office, with a favorable report.

H. B. 791, a bill to amend Chapter 128, Private Laws of 1883 to redefine the corporate limits of the town of Rich Square in Northampton County, with a favorable report.

H. B. 829, a bill to authorize the board of county commissioners of Caswell County to regulate the operation of commercial establishments within one-quarter mile of a church during church services on Sunday, with a favorable report.

H. B. 835, a bill to amend Chapter 242 of the Public Local Laws of 1921 to the end that special meetings of the board of county commissioners of McDowell County, North Carolina, shall be as provided under General Statutes 153-8, with a favorable report.

H. B. 852, a bill to extend the planning and zoning powers of the town of Tryon and its governing body to the territory beyond and surrounding the corporate limits of the town of Tryon for a distance of one mile in all directions, with a favorable report.

H. B. 877, a bill authorizing the city of Goldsboro to require liability insurance on all taxicabs operating within the city, with a favorable report.

H. B. 883, a bill validating street paving, sidewalk and curb and gutter assessments heretofore made by the city of Rocky Mount, with a favorable report.

H. B. 898, a bill amending Chapter 1110, Session Laws of 1949 to provide for an additional member of the Transylvania County Historical Commission to be appointed by the Transylvania County Historical Association; to provide that the members of said commission may appoint proxies to represent them at meetings and to authorize the appointment of a curator, with a favorable report.

By Senator Kirkman, for the Committee on Finance:

S.B. 378, a bill relating to the issuance of the city of Durham of revenue refunding bonds and investment of certain proceeds of such bonds, with a favorable report.

H. B. 713, a bill to amend Article 13 of Chapter 20 of the General Statutes relating to the Vehicle Financial Responsibility Act of 1957, with a favorable report.

By Senator Moore, for the Committee on Public Roads:

S. B. 340, a bill to amend General Statutes 20-16 to create a point system for suspension of operators' and chauffeurs' licenses to promote public safety on the highways, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 360, a bill to amend Chapter 20 of the General Statutes relating to brakes on motor vehicles, with a favorable report.

H. B. 699, a bill defining the responsibilities of the State Highway Commission and municipalities in providing a coordinated system of streets and highways in and around municipalities, with a favorable report, as amended.

By Senator Currie of Moore, for the Committee on Public Welfare:

H. B. 227, a bill to amend Paragraph 15 of Section 108-3 of the General Statutes of North Carolina, relating to the licensing of boarding homes, with a favorable report.

H. B. 587, a bill to amend General Statutes 108-9 to prohibit the payment of welfare or public assistance funds for the care of occupants of nursing homes or homes for the aged or infirm owned or operated by members of public welfare and other boards or their relatives, with a favorable report.

H. B. 678, a bill to amend Chapter 108 of the General Statutes to insure that aid to dependent children grants are used to benefit the children, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Frink: S. B. 388, a bill to increase the membership of the board of commissioners of Brunswick County from three to five members.

Referred to Committee on Judiciary No. 1.

By Senator Thomas: S. B. 389, a bill to amend Chapters 128 and 135 of the General Statutes relating to the investment of funds of the local governmental employees' retirement system and the Teachers' and State Employees' Retirement System.

Referred to Committee on Judiciary No. 1.

By Senators Humber, Frink, Crew, Stikeleather, Thomason, Jordan, Williams, Rutledge, Simpkins, Williamson, Canipe, Whitley, Shelton, Lanier, Forsyth, Medford, Reavis, Yow, Hamilton, Kirkman, Copeland, Warren, Bell, Morgan of Cleveland, Davis, Hancock, Duncan, Peel, Blackburn, Alford, Moore, Morgan of Harnett, Garriss, Ross, Bason, Show, Jolly, Andrews, Cooke, Henkel, Winslow, Garrison, Thomas, Monroe, Currie of Moore and Lackey: S. B. 390, a bill to strengthen the system of education in the institutions of higher learning in North Carolina.

Referred to Committee on Higher Education.

By Senator Andrews: S. B. 391, a bill repealing Chapter 174, Public Laws of 1909, Chapter 135, Public Local Laws of 1911, and Chapter 495, Public Local Laws of 1927, relating to foxhunting in Chatham County.

Referred to Committee on Judiciary No. 1.

By Senator Medford: S. B. 392, a bill to amend General Statutes 69-2 for clarification.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 118, a bill to prohibit State employees and employees of cities, towns and other agencies and units of government from becoming members of trade unions or labor unions.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 684, a bill to provide for the proper disposal of dead animals in Cherokee County.

Referred to Committee on Judiciary No. 1.

H. B. 831, a bill to amend Chapter 1095, Session Laws of 1947, relating to the mayor's court of the town of Franklinton in Franklin County.

Referred to Committee on Courts and Judicial Districts.

H. B. 836, a bill to amend General Statutes 7-134 to fix the fees to be charged by justices of the peace of Caldwell County.

Referred to Committee on Salaries and Fees.

H. B. 865, a bill to amend Chapter 926 of the Session Laws of 1947, relating to the Charlotte Firemen's Retirement System.

Referred to Committee on Retirement, Employment Security.

H. B. 875, a bill to amend General Statutes 153-9, relating to certain special tax levies so as to make the same applicable to Greene County.

Referred to Committee on Local Government.

H. B. 880, a bill creating the Durham City-County Charter Commission.

Referred to Committee on Counties, Cities and Towns.

H. B. 889, a bill to amend Chapter 202, Private Laws of 1925, to extend the corporate limits of the town of Morehead City in Carteret County.

Referred to Committee on Counties, Cities and Towns.

H. B. 891, a bill to incorporate the town of Bayshore Park, North Carolina.

Referred to Committee on Counties, Cities and Towns.

S. B. 202, a bill appointing members of the Columbus County Board of Education and fixing their terms of office, for concurrence in the House amendment.

Upon motion of Senator Williamson, the Senate fails to concur in the House amendment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 330, a bill enabling the county of Vance and the city of Henderson to establish an Airport Authority for the maintenance of airport facilities for the citizens of Vance County, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—43.

The bill is ordered sent to the House of Representatives.

S. B. 341, a bill to authorize the board of county commissioners of Martin County to call a special election for the authorization of an industrial development tax for Martin County and to create and fix the powers of an industrial development commission for Martin County, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Mornoe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, land, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—43.

The bill is ordered sent to the House of Representatives.

S. B. 354, a bill to continue the incorporation of the city of Statesville and to codify, amend and consolidate the Statutes that constitute the charter of the city of Statesville, and to repeal certain acts and portions of certain acts constituting a part of its present charter, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—43.

The bill is ordered sent to the House of Representatives.

H. B. 786, a bill amending sub-Section 43 of General Statutes 153-9, relating to tax levies for certain special purposes so as to make the same applicable to Henderson County, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—43.

The bill is ordered enrolled.

H. B. 807, a bill to authorize the Cumberland County Board of Commissioners to call an election on the question of levying a tax for the operation of a recreational center in Seventy-First Township, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—43.

The bill is ordered enrolled.

S. B. 370, a bill to amend Chapter 14 of the Private Laws of 1927 and Chapter 37 of the 1947 Session Laws of North Carolina relating to the charter of the Gastonia City Administrative Unit, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—43.

S. B. 363, a bill validating all acts of Alfonso F. Felton and C. W. Mayo as members of the Edgecombe County Board of Education taken prior to their qualification.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 787, a bill rewriting Section 1 of Chapter 173, Private Laws of 1925, relating to the appointment of the members of the Wadesboro City Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 790, a bill amending General Statutes 143-135 relating to the letting of contracts by the Ashe County Board of Education.

Passes its second and third readings and is ordered enrolled.

S. B. 217, a bill to amend Sections 90-131 and 90-132 of Chapter 90 of the General Statutes of North Carolina relating to the licensing, regulation and practice of licensed doctors of osteopathy, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—43.

The bill is ordered engrossed.

S. B. 302, a bill amending certain Sections of Article 2, Chapter 106 of the General Statutes, relating to commercial fertilizers, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—43.

The bill is ordered sent to the House of Representatives.

S. B. 303, a bill to amend certain Sections of Article 26 of Chapter 106 of the General Statutes of North Carolina, relating to the inspection and purity of ice cream and other frozen food products, and also relating to the testing of milk and other dairy products, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—43.

The bill is ordered sent to the House of Representatives.

H. B. 464, a bill making clarifying amendments to Article 16 of Chapter 130 of the General Statutes, relating to regulation of the manufacture of bedding, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—43.

The bill is ordered enrolled.

H. B. 628, a bill to amend Article 24 of Chapter 130 of the General Statutes of North Carolina relating to the formation and corporate powers of mosquito control districts, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—43.

The bill is ordered enrolled.

H. B. 660, a bill to amend Article 3 of Chapter 131 of the General Statutes to provide, subject to an election thereon, for the conversion of any county tuberculosis hospital to other uses and the issuance of county bonds and the levy of a maintenance tax for any hospital or facility to which such hospital is converted, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow—43.

The bill is ordered enrolled.

H. B. 57, a bill to rewrite Chapter 146 of the General Statutes, entitled "State Lands."

The amendments offered by the Committee, held not to be material, are adopted.

Upon motion of Senator Williams, action on the bill is postponed until Tuesday, May 26, 1959.

H. B. 590, a bill creating the Research Triangle Regional Planning Commission, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—47.

S. B. 223, a bill to amend General Statutes 130-57 relating to the performance of notarial acts by registers of deeds.

The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 228, a bill to give all employees of the State Highway and Public Works Commission a holiday for the purpose of voting in any general election in which State and/or county officers are to be voted upon for election.

Upon motion of Senator Forsyth, action on the bill is postponed until Thursday, May 28, 1959.

S. B. 321, a bill to amend sub-Chapter V of Chapter 54 of the General Statutes to permit a cooperative marketing corporation organized under such sub-Chapter to disburse small sums owed to a deceased member in the absence or after the closing of the administration of his estate.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 326, a bill to amend Chapter 97 of the General Statutes to provide retirement benefits for members of the Industrial Commission.

The amendment offered by the Committee is adopted.

Upon motion of Senator Hamilton, action on the bill is postponed until the Utilities Commission bill is placed upon the Calendar.

S. B. 333, a bill to amend General Statutes 66-9 to clarify the authority of the Utilities Commission with respect to the reading of gas and electric meters and the rendering of bills.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 348, a bill to amend General Statutes 1-153 relating to the authority of the clerks of Superior Court to hear and pass upon motions to strike in special proceedings.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 350, a bill to authorize cities and counties to expend funds for rescue squad equipment and personnel.

Senator Humber offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 366, a bill to amend Chapter 128 of the General Statutes relating to membership of county welfare department employees in the Local Governmental Employees' Retirement System.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 196, a bill to amend General Statutes 163-172 so as to make elected officers and candidates ineligible to serve as markers; and to amend General Statutes 163-182 so as to require watchers to be qualified electors of the precinct for which they are appointed.

Passes its second and third readings and is ordered enrolled.

H. B. 305, a bill to validate certain agreements between telephone companies and municipalities and to make provision for future agreements.

Upon motion of Senator Hamilton, action on the bill is postponed until Wednesday, May 27, 1959.

H. B. 354, a bill to amend General Statutes 89-5, 1958 Replacement Volume 2C, relating to the Secretary of the State Board of Registration for Professional Engineers and Land Surveyors and defining his duties, liabilities and expenditure of funds of the board.

Passes its second and third readings and is ordered enrolled.

H. B. 433, a bill to amend Chapter 135 of the General Statutes so as to permit social security coverage of State employees who are members of the Law Enforcement Officers' Benefit and Retirement Fund and for other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 485, a bill to amend General Statutes 135-5 relating to benefits under the Teachers' and State Employees' Retirement System.

Passes its second and third readings and is ordered enrolled.

H. B. 584, a bill to prohibit willful attendance of persons as spectators at a race or speed competition between motor vehicles, prearranged and conducted on a street or highway.

Upon motion of Senator Mercer, the bill is re-referred to the Committee on Judiciary No. 1.

H. B. 610, a bill repealing Chapter 210, Session Laws of 1951, as modified by Chapter 598, Session Laws of 1955 and amending Chapter 826, Session Laws of 1957, relating to the rotation of the position of Democratic candidates for the office of State Senator among the counties of Cherokee, Clay, Graham, Macon and Swain, which constitute the Thirty-Third Senatorial District.

Passes its second and third readings and is ordered enrolled.

H. B. 706, a bill to amend General Statutes 135-5 relating to disability retirement allowances.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local Bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

NINETY-FOURTH DAY

SENATE CHAMBER,
Saturday, May 23, 1959.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Thomason for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Thomason, the Senate adjourns to meet Monday evening at 8 o'clock.

NINETY-FIFTH DAY

SENATE CHAMBER,
Monday, May 25, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Copeland, the Public Calendar is deferred until tomorrow due to a Senate Sub-Committee meeting on Appropriations this evening.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to Charles Watkins, Dr. Joe Brown, J. C. Hurst, J. G. Rutledge, III, Lewis Demaceus, Baechar Swing, Sam Perkins, Yates Moore, Harold Patterson and Carl Patterson, all of Cabarrus County.

Upon motion of Senator Forsyth, the courtesies of the lobby are extended to Mrs. Kimsey, and Edna Ann Kimsey is made an honorary page of the Senate.

Upon motion of Senator Currie, the courtesies of the lobby are extended to Dr. David W. Chaney, William Crabtree, A. B. Craig, Dr. T. W. Dewitt, Robert Brigham and Kenneth Beene, all of the Chemstrand Corporation of Durham County.

Upon motion of Senator Henkel, the courtesies of the lobby are extended to Mrs. Ray Lackey, wife of Senator Lackey of Alexander County, and William Ray Lackey, Jr. and Rebecca Jane Lackey, son and daughter of Senator and Mrs. Lackey, are made honorary pages of the Senate.

Upon motion of Senator Henkel, the courtesies of the floor are extended to former Senator George Hundley of Davidson County.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 290, a joint resolution requesting the State Highway Commission to participate as fully as possible in the construction of an interstate highway from Crossville, Tennessee, to Murphy, North Carolina.

Referred to Committee on Public Roads.

H. B. 707, a bill to revise and consolidate the charter of the town of Castalia, North Carolina.

Referred to Committee on Local Government.

H. B. 723, a bill to amend General Statutes 156-120, relating to easements and rights-of-way belonging to drainage districts.

Referred to Committee on Judiciary No. 1.

H. B. 740, a bill to exempt sales by Cherokee Indian Reservation merchants from the sales and use tax.

Referred to Committee on Finance.

H. B. 832, a bill to fix the corporate limits of the town of Farmville in Pitt County.

Referred to Committee on Local Government.

H. B. 840, a bill amending Article 25, Chapter 115 of the General Statutes, relating to the selection and adoption of textbooks.

Referred to Committee on Education.

H. B. 846, a bill to amend General Statutes 2-53, relating to the payment of money for indigent children and persons non compos mentis.

Referred to Committee on Public Welfare.

H. B. 847, a bill to amend General Statutes 28-170, relating to the commissions allowed personal representatives and fiduciaries.

Referred to Committee on Judiciary No. 1.

H. B. 848, a bill to amend General Statutes 28-68, relating to the payment to the clerk of money owed to an intestate.

Referred to Committee on Judiciary No. 1.

H. B. 857, a bill to amend General Statutes 153-5, to provide for election of Sampson County Commissioners for terms of four years each.

Referred to Committee on Local Government.

H. B. 858, a bill to amend General Statutes 122-93, relating to the disposition of certain lands at Camp Butner.

Referred to Committee on State Government.

H. B. 860, a bill authorizing the deputy sheriff or officer on duty as desk sergeant in Concord to issue warrants returnable before justices of the peace or any inferior court in said county.

Referred to Committee on Counties, Cities and Towns.

H. B. 867, a bill to amend Article 9 of Chapter 44 of the General Statutes to require notice be given to perfect liens on money recovered for personal injuries.

Referred to Committee on Judiciary No. 1.

H. B. 887, a bill authorizing the town of Newport to appropriate to the Carteret County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Newport School.

Referred to Committee on Education.

H. B. 888, a bill relating to the listing of boats for ad valorem tax purposes in Carteret County.

Referred to Committee on Counties, Cities and Towns.

H. B. 905, a bill to amend Chapter 252 of the Private Laws of 1935, relating to the election of officials of the town of Farmville, in Pitt County.

Referred to Committee on Counties, Cities and Towns.

H. B. 906, a bill relating to the establishment of wards and the election of a mayor and board of aldermen in the town of Randleman, Randolph County.

Referred to Committee on Local Government.

H. B. 909, a bill to aid in the collection of delinquent taxes in Henderson County and to authorize the board of commissioners of Henderson County to sell at private sale property acquired by tax foreclosures.

Referred to Committee on Local Government.

H. B. 911, a bill to authorize the board of county commissioners of Brunswick County to sell certain real property at private sale and to validate sales heretofore made.

Referred to Committee on Counties, Cities and Towns.

H. B. 912, a bill to fix the compensation of the mayor, members of the board of aldermen and other officials of the city of Southport in Brunswick County.

Referred to Committee on Counties, Cities and Towns.

H. B. 920, a bill to authorize Pitt County to deposit penalties and interest from delinquent tax commissions in the general fund of the county.

Referred to Committee on Counties, Cities and Towns.

H. B. 923, a bill to authorize the board of county commissioners of Cumberland County and the city council of the city of Fayetteville to refund any time within ten years taxes illegally or erroneously collected.

Referred to Committee on Counties, Cities and Towns.

H. B. 930, a bill to provide for the appointment of a deputy coroner by the board of county commissioners of Mecklenburg County.

Referred to Committee on Counties, Cities and Towns.

H. B. 933, a bill to amend Chapter 974, Session Laws of 1957, relating to the listing and assessing of property for ad valorem tax purposes in Alleghany County.
Referred to Committee on Counties, Cities and Towns.

H. B. 934, a bill to authorize the board of county commissioners of Ashe County to allocate funds to municipal fire departments within Ashe County.

Referred to Committee on Counties, Cities and Towns.

H. B. 936, a bill relating to trial of cases in Superior Court of Camden County.

Referred to Committee on Judiciary No. 2.

H. B. 940, a bill to amend Chapter 293, Public Local and Private Laws of 1941, as amended, authorizing merger of High Point Firemen's Pension and Disability Fund with North Carolina Local Governmental Employees' Retirement System.

Referred to Committee on Counties, Cities and Towns.

H. B. 942, a bill appointing members of the Wilson City Board of Education, providing for the election of the members of said board in the future, fixing their terms of office and compensation.

Referred to Committee on Education.

H. B. 943, a bill fixing the compensation of members of the Elm City City Board of Education.

Referred to Committee on Salaries and Fees.

S. B. 45, a bill to amend Chapter 62 of the General Statutes, relating to public utilities, for concurrence in the House amendment.

The bill is placed upon the Calendar for Tuesday, May 26, 1959.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 370, a bill to amend Chapter 14 of the Private Laws of 1927 and Chapter 37 of the 1947 Session Laws of North Carolina, relating to the charter of the Gastonia City Administrative Unit, upon third reading.

The bill passes its third reading by roll call vote, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Bason, Bell, Blackburn, Canipe, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Monroe, Moore, Morgan of Cleveland, Reavis, Rutledge, Shelton, Simpkins, Snow, Stake-leather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—35.

The bill is ordered sent to the House of Representatives.

S. B. 353, a bill to amend Chapter 1159 of the 1951 Session Laws defining and establishing the corporate limits of the town of Marion, upon second reading.

The bill passes its second reading by roll call vote, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Bason, Bell, Blackburn, Canipe, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Monroe, Moore, Morgan of Cleveland, Reavis, Rutledge, Shelton, Simpkins, Snow, Stake-leather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—35.

S. B. 375, a bill to extend the corporate limits of the town of Warsaw, upon second reading.

The bill passes its second reading by roll call vote, ayes, 35 noes 0, as follows:

Those voting in the affirmative are: Senators Bason, Bell, Blackburn, Canipe, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Monroe,

Moore, Morgan of Cleveland, Reavis, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—35.

S. B. 378, a bill relating to the issuance of the city of Durham of revenue refunding bonds and investment of certain proceeds of such bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Bason, Bell, Blackburn, Canipe, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Monroe, Moore, Morgan of Cleveland, Reavis, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—35.

H. B. 791, a bill to amend Chapter 128, Private Laws of 1883, to redefine the corporate limits of the town of Rich Square in Northampton County, upon second reading.

The bill passes its second reading by roll call vote, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Bason, Bell, Blackburn, Canipe, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Monroe, Moore, Morgan of Cleveland, Reavis, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—35.

S. B. 369, a bill amending General Statutes 153-6 so as to provide that vacancies on the board of commissioners of Wayne County may be filled by appointment by the remaining members of the board.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 385, a bill to fix the salaries of the clerk of the Superior Court, sheriff, and register of deeds of Forsyth County, and to revise provisions with respect to the special trust fund created by Chapter 147, Session Laws of 1943, for said clerk of Superior Court's office.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 829, a bill to authorize the board of county commissioners of Caswell County to regulate the operation of commercial establishments within one-quarter mile of a church during church services on Sunday.

Passes its second and third readings and is ordered enrolled.

H. B. 835, a bill to amend Chapter 242 of the Public Local Laws of 1921 to the end that special meetings of the board of county commissioners of McDowell County, North Carolina, shall be as provided under General Statutes 153-8.

Passes its second and third readings and is ordered enrolled.

H. B. 852, a bill to extend the planning and zoning powers of the town of Tryon and its governing body to the territory beyond and surrounding the corporate limits of the town of Tryon for a distance of one mile in all directions.

Passes its second and third readings and is ordered enrolled.

H. B. 877, a bill authorizing the city of Goldsboro to require liability insurance on all taxicabs operating within the city.

Passes its second and third readings and is ordered enrolled.

H. B. 883, a bill validating street paving, sidewalk and curb and gutter assessments heretofore made by the city of Rocky Mount.

Passes its second and third readings and is ordered enrolled.

H. B. 898, a bill amending Chapter 1110, Session Laws of 1949, to provide for an additional member of the Transylvania County Historical Commission to be appointed by the Transylvania County Historical Association; to provide that the members of said commission may appoint proxies to represent them at meetings and to authorize the appointment of a curator.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Reavis, the Senate adjourns in honor and in memory of former Secretary of State of the United States John Foster Dulles, to meet tomorrow at 12 M.

NINETY-SIXTH DAY

SENATE CHAMBER,
Tuesday, May 26, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Lackey, Marianne Alexander and Eva Pauline Alexander of Alexander County are made honorary pages of the Senate.

Upon motion of Senator Yow, the courtesies of the lobby are extended to Miss Ella Rose Mercer, daughter of Senator Mercer of Duplin County.

Upon motion of Senator Medford, H. B. 851, a bill relating to the appointment of jury commissioners in Jackson County, is taken from the Committee on Courts and Judicial Districts and placed upon today's Calendar.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 207, an act to amend Chapter 53A-2 of the General Statutes, relating to business development corporations so as to authorize such corporations to obtain loans from any financial institution and from certain federal agencies.

S. B. 343, an act to authorize the appointment of special policemen at the Wayne County Memorial Hospital.

S. B. 345, an act to authorize appropriations by the town council of the town of Tarboro for industrial development and other purposes.

H. B. 196, an act to amend General Statutes 163-172 so as to make elected officers and candidates ineligible to serve as markers; and to amend General Statutes 163-182 so as to require watchers to be qualified electors of the precinct for which they are appointed.

H. B. 354, an act to amend General Statutes 89-5, 1958 replacement Volume 2C, relating to the secretary of the State Board of Registration for Professional Engineers and Land Surveyors and defining his duties, liabilities and expenditure of funds of the board.

H. B. 433, an act to amend Chapter 135 of the General Statutes so as to permit social security coverage of State employees who are members of the law enforcement officers' benefit and retirement fund and for other purposes.

H. B. 464, an act making clarifying amendments to Article 16 of Chapter 130 of the General Statutes, relating to regulation of the manufacture of bedding.

H. B. 485, an act to amend General Statutes 135-5 relating to benefits under the Teachers' and State Employees' Retirement System.

H. B. 610, an act repealing Chapter 210, Session Laws of 1951, as modified by Chapter 598, Session Laws of 1955 and amending Chapter 826, Session Laws of 1957 relating to the rotation of the position of democratic candidates for the office of State Senator among the counties of Cherokee, Clay, Graham, Macon and Swain, which constitute the Thirty-Third Senatorial District.

H. B. 628, an act to amend Article 24 of Chapter 130 of the General Statutes of North Carolina relating to the formation and corporate powers of mosquito control districts.

H. B. 660, an act to amend Article 3 of Chapter 131 of the General Statutes to provide, subject to an election thereon, for the conversion of any county tuberculosis hospital to other uses and the issuance of county bonds and the levy of a maintenance tax for any hospital or facility to which such hospital is converted.

H. B. 706, an act to amend General Statutes 135-5 relating to disability retirement allowances.

H. B. 786, an act amending sub-Section 43 of General Statutes 153-9 relating to tax levies for certain special purposes so as to make the same applicable to Henderson County.

H. B. 787, an act rewriting Section 1 of Chapter 173, Private Laws of 1925, relating to the appointment of the members of the Wadesboro City Board of Education.

H. B. 790, an act amending General Statutes 143-135 relating to the letting of contracts by the Ashe County Board of Education.

H. B. 807, an act to authorize the Cumberland County Board of Commissioners to call an election on the question of levying a tax for the operation of a recreational center in Seventy-First Township.

S. B. 224, an act to amend the next to the last Paragraph of General Statutes 95-17, relating to the number of days that a male person may be employed in any period of fourteen consecutive days, for the purpose of clarifying said Section and to bring said Section into conformity and compliance with the Fair Labor Standards Act of 1938, as amended.

S. B. 289, an act to amend Chapter 1131 of the Session Laws of 1951 relating to health and the practice of physical therapy.

S. B. 290, an act to amend General Statutes 160-272 relating to pleading municipal ordinances in judicial proceedings.

H. B. 775, an act to provide that vacancies occurring in county elective offices shall be filled by the Democratic Executive Committee of Watauga County.

H. B. 829, an act to authorize the board of county commissioners of Caswell County to regulate the operation of commercial establishments within one-quarter mile of a church during church services on Sunday.

H. B. 835, an act to amend Chapter 242 of the Public Local Laws of 1921 to the end that special meetings of the board of county commissioners of McDowell County, North Carolina, shall be as provided under General Statutes 153-8.

H. B. 852, an act to extend the planning and zoning powers of the town of Tryon and its governing body to the territory beyond and surrounding the corporate limits of the town of Tryon for a distance of one mile in all directions.

H. B. 877, an act authorizing the city of Goldsboro to require liability insurance on all taxicabs operating within the city.

H. B. 883, an act validating street paving, sidewalk and curb and gutter assessments heretofore made by the city of Rocky Mount.

H. B. 898, an act amending Chapter 1110, Session Laws of 1949, to provide for an additional member of the Transylvania County Historical Commission to be appointed by the Transylvania County Historical Association; to provide that the members of said commission may appoint proxies to represent them at meetings and to authorize the appointment of a curator.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them and take their places on the Calendar, as follows:

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 169, a bill to require financial responsibility of dealers in securities and to provide for the supervision of such dealers, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 244, a bill to amend General Statutes 14-197, relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County, with a favorable report, as amended.

S. B. 344, a bill to remove exemptions for certain vehicles from the Financial Responsibility Act of 1957, with a favorable report.

S. B. 383, a bill to amend Article 13, Chapter 20 of the General Statutes to require increased proof of financial responsibility as condition of registration of motor vehicles, with a favorable report.

S. B. 389, a bill to amend Chapters 128 and 135 of the General Statutes relating to the investment of funds of the local governmental employees' retirement system and the Teachers' and State Employees' Retirement System, with a favorable report.

S. B. 391, a bill repealing Chapter 174, Public Laws of 1909, Chapter 135, Public Local Laws of 1911 and Chapter 495, Public Local Laws of 1927, relating to fox hunting in Chatham County, with a favorable report.

H. B. 684, a bill to provide for the proper disposal of dead animals in Cherokee County, with a favorable report.

H. B. 847, a bill to amend General Statutes 28-170, relating to the commissions allowed personal representatives and fiduciaries, with a favorable report.

H. B. 862, a bill to amend General Statutes 28-68, relating to the payment to the clerk of court of money owed to an intestate in Union County, with a favorable report.

H. B. 873, a bill rewriting Section 16, Chapter 151, Private Laws of 1895, the charter of the town of Grifton, so as to give to said town the same authority to acquire property by gift, devise, purchase or condemnation that is granted to municipalities of this State by Chapter 160 of the General Statutes, with a favorable report.

By Senator Yow, for the Committee on Counties, Cities and Towns:

H. B. 731, a bill to revise and consolidate the charter of the town of Spray, North Carolina, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 102, a bill to rewrite the intestate succession laws of North Carolina, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator Medford, the bill is placed upon the Calendar for Friday, May 29, 1959.

S. B. 103, a bill to provide for the creation of and to limit the conveyance of family homesites, with an unfavorable report.

S. B. 104, a bill to rewrite the Statutes on dissent from wills, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator Medford, the bill is placed upon the Calendar for Friday, May 29, 1959.

S. B. 279, a bill to provide for the inclusion of the Eastern Orthodox Church as a major faith where the names of other major faiths are used, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 381, a bill to extend the planning and zoning powers of the town of Murfreesboro and its governing body to the territory beyond and surrounding the corporate limits of the town of Murfreesboro for a distance of one mile in all directions, with a favorable report, as amended.

S. B. 384, a bill to extend the corporate limits of the town of Fuquay Springs, Wake County, with a favorable report.

S. B. 392, a bill to amend General Statutes 69-2 for clarification, with a favorable report.

House Committee substitute for S. B. 107, a bill to make certain sacred and/or moral communications confidential, with a favorable report.

H. B. 568, a bill to convey the State's interest in a tract of land used by Saint Ambrose Episcopal Church for religious purposes, with a favorable report, as amended.

H. B. 721, a bill to amend heretofore ratified H. B. 367 and heretofore ratified H. B. 370 by exempting Lenoir County from the provisions thereof, with a favorable report.

H. B. 842, a bill relating to the appointment of a single registrar of vital statistics for Transylvania County, with a favorable report.

H. B. 869, a bill to amend paragraph 12a of General Statutes 153-9 so as to make the same applicable to Chatham County, with a favorable report.

H. B. 936, a bill relating to trial of cases in Superior Court of Camden County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Mercer and Jordan: S. B. 393, a bill to amend General Statutes 84, relating to attorneys at law.

Referred to Committee on Judiciary No. 1.

By Senator Yow: S. B. 394, a bill to require the State Highway Commission to place on record deeds of easements granting rights of way and easements of any character to said Commission.

Referred to Committee on Judiciary No. 2.

By Senator Thomas: S. B. 395, a bill to amend Chapter 759 of the Session Laws of 1953, relating to the board of education of Union County.

Referred to Committee on Judiciary No. 1.

By Senator Thomas: S. B. 396, a bill relating to terms for the board of county commissioners of Union County.

Referred to Committee on Judiciary No. 1.

By Senators Ross and Winslow: S. R. 397, a joint resolution to commemorate the one hundredth anniversary of the oil industry.

Upon motion of Senator Winslow, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Cooke: S. B. 398, a bill to amend General Statutes 153-13, relating to the compensation of the county commissioners of Gaston County.

Referred to Committee on Judiciary No. 1.

By Senators Hamilton and Copeland: S. B. 399, a bill to amend General Statutes 87-7, relating to the North Carolina Licensing Board for contractors to authorize retirement compensation for its employees.

Referred to Committee on Retirement, Employment Security.

By Senators Hamilton and Williams: S. B. 400, a bill to amend certain provisions of the Workmen's Compensation Act.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 818, a bill to amend General Statutes 163-31.3, relating to municipal use of county registration books.

Referred to Committee on Counties, Cities and Towns.

H. B. 826, a bill to amend Article I of Chapter 58 of the General Statutes defining as an insurance contract certain motor vehicle warranties.

Referred to Committee on Judiciary No. 1.

H. B. 927, a bill permitting Davie County to authorize bonds for school purposes in the maximum aggregate principal amount of one million seven hundred thousand dollars notwithstanding the limitation of debt for such purposes in the county finance act.

Referred to Committee on Finance.

S. B. 334, a bill to amend General Statutes 157-3(2) relating to the definition of the word "city" in Transylvania County, for concurrence in the House amendment.

Upon motion of Senator Thomas, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 839, a bill to appoint justices of the peace for the several counties of North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 892, a bill to incorporate the town of Cape Carteret, North Carolina.

Referred to Committee on Local Government.

HOUSE OF REPRESENTATIVES,
Tuesday, May 27, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of S. B. 202, entitled "a bill appointing members of the Columbus County Board of Education and fixing their terms of office."

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Williamson, the Senate fails to grant the request to return the bill to the House of Representatives, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
S. B. 353, a bill to amend Chapter 1159 of the 1951 Session Laws defining and establishing the corporate limits of the town of Marion, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered sent to the House of Representatives.

S. B. 375, a bill to extend the corporate limits of the town of Warsaw, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered sent to the House of Representatives.

S. B. 378, a bill relating to the issuance of the city of Durham of revenue refunding bonds and investment of certain proceeds of such bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Harnett, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered sent to the House of Representatives.

H. B. 590, a bill creating the Research Triangle Regional Planning Commission, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered enrolled.

H. B. 791, a bill to amend Chapter 128, Private Laws of 1883, to re-define the corporate limits of the town of Rich Square in Northampton County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

The bill is ordered enrolled.

H. B. 57, a bill to rewrite Chapter 146 of the General Statutes, entitled "State Lands," upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

H. B. 506, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons, upon second reading.

The amendments offered by the Committee, held not to be material, are adopted.

Senator Cooke offers an amendment, held to be material, which is adopted, which constitutes the first reading of the bill, and the bill, as amended, remains upon the Calendar for its second roll call reading.

H. B. 507, a bill to rewrite General Statutes 160-452, relating to the annexation of land by municipalities on petition by all owners of real property, upon second reading.

Upon motion of Senator Cooke, action on the bill is postponed until Wednesday, May 27, 1959.

H. B. 508, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons, upon second reading.

Senator Cooke offers an amendment, held to be material, which is adopted, which constitutes the first reading of the bill, and the bill, as amended, remains upon the Calendar for its second roll call reading.

S. B. 45, a bill to amend Chapter 62 of the General Statutes, relating to public utilities, for concurrence in the House amendments.

Upon motion of Senator Thomas, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 98, a bill to define the duties of the Attorney General and other officers with respect to the prosecution of crime and the administration of the criminal laws of the State.

Senator Thomas offers an amendment which fails of adoption.

Senator Hamilton offers an amendment which is adopted.

Senator Warren moves that the bill and its amendments be laid upon the Table.

The motion prevails, and the bill and its amendments are laid upon the Table.

Senator Frink moves that the vote by which the amendments and the bill were laid upon the Table be reconsidered.

Upon motion of Senator Yow, the motion of Senator Frink is laid upon the Table.

S. B. 340, a bill to amend General Statutes 20-16 to create a point system for suspension of operators' and chauffeurs' licenses to promote public safety on the highways.

Upon motion of Senator Moore, action on the bill is postponed until Wednesday, May 27, 1959.

S. B. 360, a bill to amend Chapter 20 of the General Statutes, relating to brakes on motor vehicles.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 227, a bill to amend Paragraph 15 of Section 108-3 of the General Statutes of North Carolina, relating to the licensing of boarding homes.

Upon motion of Senator Bason, action on the bill is postponed until Wednesday, May 27, 1959.

H. B. 851, a bill relating to the appointment of jury commissioners in Jackson County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Copeland, the Senate adjourns to meet tomorrow at 12 M.

NINETY-SEVENTH DAY

SENATE CHAMBER,
Wednesday, May 27, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morgan of Cleveland, the courtesies of the floor are extended to former Senator Ben Sumner and the courtesies of the lobby to Mrs. Ben Sumner of Rutherford County.

Upon motion of Senator Lanier, the courtesies of the lobby are extended to Mrs. Ike F. Andrews, wife of Senator Andrews of Chatham County, and Pattie Andrews, daughter of Senator and Mrs. Andrews, is made an honorary page of the Senate.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 397, a joint resolution to commemorate the 100th anniversary of the oil industry.

S. B. 45, an act to amend Chapter 62 of the General Statutes, relating to public utilities.

S. B. 263, an act to regulate the speed of motor vehicles on the national system of interstate and defense highways.

S. B. 334, an act to amend General Statutes 157-3(2), relating to the definition of the word "city" in Transylvania County.

H. B. 590, an act creating the Research Triangle Regional Planning Commission.

H. B. 791, an act to amend Chapter 128, Private Laws of 1883, to re-define the corporate limits of the town of Rich Square in Northampton County.

H. B. 851, an act relating to the appointment of jury commissioners in Jackson County.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 217, a bill to amend Section 90-131 and 90-132 of Chapter 90 of the General Statutes of North Carolina, relating to the licensing, regulation and practice of licensed doctors of osteopathy.

S. B. 350, a bill to authorize cities and counties to expend funds for rescue squad equipment and personnel.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kirkman, for the Committee on Finance:

H. B. 740, a bill to exempt sales by Cherokee Indian Reservation merchants from the sales and use tax, with a favorable report.

By Senator Yow, for the Committee on Counties, Cities and Towns:

H. B. 839, a bill to appoint justices of the peace for the several counties of North Carolina, with a favorable report, as amended.

H. B. 880, a bill creating the Durham City-County Charter Commission, with a favorable report.

H. B. 888, a bill relating to the listing of boats for ad valorem tax purposes in Carteret County, with a favorable report.

H. B. 889, a bill to amend Chapter 202, Private Laws of 1925, to extend the corporate limits of the town of Morehead City in Carteret County, with a favorable report.

H. B. 891, a bill to incorporate the town of Bayshore Park, North Carolina, with a favorable report.

H. B. 905, a bill to amend Chapter 252 of the Private Laws of 1935, relating to the election of officials of the town of Farmville, in Pitt County, with a favorable report.

H. B. 911, a bill to authorize the board of county commissioners of Brunswick County to sell certain real property at private sale and to validate sales heretofore made, with a favorable report.

H. B. 912, a bill to fix the compensation of the mayor, members of the board of aldermen and other officials of the city of Southport in Brunswick County, with a favorable report.

H. B. 920, a bill to authorize Pitt County to deposit penalties and interest from delinquent tax commissions in the general fund of the county, with a favorable report.

H. B. 923, a bill to authorize the board of county commissioners of Cumberland County and the city council of the city of Fayetteville to refund any time within ten years taxes illegally or erroneously collected, with a favorable report.

H. B. 930, a bill to provide for the appointment of a deputy coroner by the board of county commissioners of Mecklenburg County, with a favorable report.

H. B. 933, a bill to amend Chapter 974, Session Laws of 1957, relating to the listing and assessing of property for ad valorem tax purposes in Alleghany County, with a favorable report.

H. B. 934, a bill to authorize the board of county commissioners of Ashe County to allocate funds to municipal fire departments within Ashe County, with a favorable report.

H. B. 940, a bill to amend Chapter 293, Public Local and Private Laws of 1941, as amended, authorizing merger of High Point Firemen's Pension and Disability Fund with North Carolina Local Governmental Employees' Retirement System, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 772, a bill to fix the per diem compensation and travel expense of members of the Jones County Board of Commissioners, Board of Education and Board of Welfare and travel allowance for jurors, with a favorable report.

Upon motion of Senator Simpkins, the bill is placed upon today's Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Currie of Durham: S. R. 401, a joint resolution authorizing appointment of a commission to continue a study of the revenue structure of the State and to make its recommendations to the 1961 General Assembly.

Referred to Committee on Finance.

By Senator Morgan of Harnett: S. B. 402, a bill to require filing of declarations of estimated income tax and installment payments of estimated income tax by corporations.

Referred to Committee on Finance.

By Senator Mercer: S. B. 403, a bill to make it unlawful for merchants, laundries, dry cleaners, and others to sell, transfer or deliver articles of merchandise or clothing in plastic bags.

Referred to Committee on Judiciary No. 1.

By Senator Garriss: S. B. 404, a bill to amend General Statutes 78-4, relating to exempt transactions under the securities law.

Referred to Committee on Judiciary No. 2.

By Senator Crew: S. B. 405, a bill to amend Article 13C of Chapter 131 of the General Statutes, relating to county hospital districts.

Referred to Committee on Judiciary No. 1.

By Senator Forsyth: S. R. 406, a joint resolution congratulating and commending the North Carolina State Highway Commission for its outstanding safety record.

Upon motion of Senator Forsyth, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senators Frink, Yow, Hancock, Thomas, Morgan of Harnett, Alford, Garrison and Williamson: S. R. 407, a joint resolution authorizing the appointment of a study commission by the Governor for the purpose of making a study of the marketability of fire, lightning, windstorm and extended coverage insurance by insurance companies doing business in North Carolina, and reporting its findings and recommendations to the 1961 Session of the North Carolina General Assembly.

Referred to Committee on Insurance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 158, a bill to prohibit the use of profane or threatening language to any person over a telephone.

Referred to Committee on Judiciary No. 2.

H. B. 599, a bill to amend Chapter 1 of the General Statutes, relating to the dismissal of appeals to the Supreme Court.

Referred to Committee on Courts and Judicial Districts.

H. B. 674, a bill to provide for the removal of cattle remaining on Core Banks in Carteret County.

Referred to Committee on Counties, Cities and Towns.

H. B. 681, a bill requiring that certain documents accepted for probate in Onslow County be identified by the name of the draftsman.

Referred to Committee on Counties, Cities and Towns.

H. B. 690, a bill creating a firemen's pension fund.

Referred to Committee on Finance.

H. B. 718, a bill to authorize the issuance of certificates to registered veterinarians of other States.

Referred to Committee on Agriculture.

H. B. 734, a bill to amend Chapter 18 of the General Statutes to make unlawful the purchase of intoxicating beverages by persons under eighteen years

of age, and to prohibit consumption on licensed premises of alcoholic liquors, the sale and possession of which is not authorized by law.

Referred to Committee on Judiciary No. 2.

H. B. 849, a bill to amend Article 4 of Chapter 119 of the General Statutes, Replacement Volume of 1958, relating to safety regulations in the design, location, installation and operation of equipment and facilities for storing, handling, transporting and utilizing liquefied petroleum gas for fuel or heating purposes.

Referred to Committee on Judiciary No. 1.

H. B. 850, a bill to amend General Statutes 47-108.5 so as to validate certain deeds executed in other states where the seal was omitted.

Referred to Committee on Judiciary No. 1.

H. B. 939, a bill repealing Chapter 138, Public Laws of 1941, relating to firemen's relief fund.

Referred to Committee on Finance.

H. B. 1022, a bill providing for an election in the town of Brevard upon the question of adopting a modified plan "D" form of government so as to provide for a city manager, and defining his duties.

Referred to Committee on Counties, Cities and Towns.

S. B. 261, a bill to protect and regulate the use of the national system of interstate and defense highways, for concurrence in the House amendment.

Upon motion of Senator Moore, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. R. 1036, a joint resolution in memory of John Foster Dulles, late Secretary of State of the United States.

Upon motion of Senator Reavis, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 384, a bill to extend the corporate limits of the town of Fuquay Springs, Wake County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—46.

H. B. 731, a bill to revise and consolidate the charter of the town of Spray, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Sheiton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—46.

S. B. 244, a bill to amend General Statutes 14-97, relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County.

Upon motion of Senator Crew, action on the bill is postponed until Thursday, May 28, 1959.

S. B. 381, a bill to extend the planning and zoning powers of the town of Murfreesboro and its governing body to the territory beyond and surrounding the corporate limits of the town of Murfreesboro for a distance of one mile in all directions.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 391, a bill repealing Chapter 174, Public Laws of 1909, Chapter 135, Public Local Laws of 1911 and Chapter 495, Public Local Laws of 1927, relating to foxhunting in Chatham County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 684, a bill to provide for the proper disposal of dead animals in Cherokee County.

Passes its second and third readings and is ordered enrolled.

H. B. 721, a bill to amend heretofore ratified H. B. 367 and heretofore ratified H. B. 370, by exempting Lenoir County from the provisions thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 842, a bill relating to the appointment of a single registrar of vital statistics for Transylvania County.

Passes its second and third readings and is ordered enrolled.

H. B. 862, a bill to amend General Statutes 28-68, relating to the payment to the clerk of court of money owed to an intestate in Union County.

Passes its second and third readings and is ordered enrolled.

H. B. 869, a bill to amend Paragraph 12a of General Statutes 153-9, so as to make the same applicable to Chatham County.

Passes its second and third readings and is ordered enrolled.

H. B. 873, a bill rewriting Section 16, Chapter 151, Private Laws of 1895, the Charter of the Town of Grifton, so as to give to said town the same authority to acquire property by gift, devise, purchase or condemnation that is granted to municipalities of this State by Chapter 160 of the General Statutes.

Passes its second and third readings and is ordered enrolled.

H. B. 936, a bill relating to trial of cases in Superior Court of Camden County.

Passes its second and third readings and is ordered enrolled.

H. B. 772, a bill to fix the per diem compensation and travel expense of members of the Jones County Board of Commissioners, Board of Education and Board of Welfare, and travel allowance for jurors.

Passes its second and third readings and is ordered enrolled.

H. B. 57, a bill to rewrite Chapter 146 of the General Statutes, entitled "State Lands," upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 44, noes 1, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland,

Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Warren, Whitley, Williams, Williamson, Winslow—44.

Those voting in the negative are: Senators Frink—1.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 506, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons, upon second reading.

Upon motion of Senator Cooke, action on the bill is postponed until Monday, June 1, 1959.

H. B. 507, a bill to rewrite General Statutes 160-452, relating to the annexation of land by municipalities on petition by all owners of real property, upon second reading.

Upon motion of Senator Cooke, action on the bill is postponed until Monday, June 1, 1959.

H. B. 508, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons, upon second reading.

Upon motion of Senator Cooke, action on the bill is postponed until Monday, June 1, 1959.

House Committee substitute for S. B. 107, a bill to make certain sacred and/or moral communications confidential.

Passes its second and third readings and is ordered enrolled.

S. B. 169, a bill to require financial responsibility of dealers in securities and to provide for the supervision of such dealers.

Upon motion of Senator Crew, the substitute bill offered by the Committee is adopted.

Upon motion of Senator Crew, action on the bill is postponed until Monday, June 1, 1959.

S. B. 279, a bill to provide for the inclusion of the Eastern Orthodox Church as a major faith where the names of other major faiths are used.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 331, a bill to amend General Statutes 106-65, to regulate the sale of maleic hydrazide and to prohibit the use of maleic hydrazide on growing tobacco.

Upon message of the bill Senator Frink calls for the "ayes" and "noes."

The call is sustained.

The bill fails to pass its second reading by roll call vote, ayes 14, noes 32, as follows:

Those voting in the affirmative are: Senators Bason, Currie of Durham, Currie of Moore, Garriss, Kesler, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Snow, Stikeleather—14.

Those voting in the negative are: Senators Alford, Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Davis, Duncan, Forsyth, Frink, Garrison, Hancock, Henkel, Humber, Jolly, Jordan, Kirkman, Lackey, Lanier, Morgan of Harnett, Peel, Rutledge, Simpkins, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—32.

The following pair is announced: Senator Shelton "aye," Senator Yow "no".

S. B. 389, a bill to amend Chapters 128 and 135 of the General Statutes, relating to the investment of funds of the local governmental employees' retirement system and the Teachers' and State Employees' Retirement System.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 392, a bill to amend General Statutes 69-2 for clarification.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 568, a bill to convey the State's interest in a tract of land used by Saint Ambrose Episcopal Church for religious purposes.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 227, a bill to amend Paragraph 15 of Section 108-3 of the General Statutes of North Carolina, relating to the licensing of boarding homes.

Upon motion of Senator Currie of Moore, action on the bill is postponed until Friday, May 29, 1959.

H. B. 587, a bill to amend General Statutes 108-9 to prohibit the payment of welfare or public assistance funds for the care of occupants of nursing homes or homes for the aged or infirm or owned or operated by member of public welfare and other boards or their relatives.

Upon motion of Senator Currie of Moore, action on the bill is postponed until Friday, May 29, 1959.

H. B. 699, a bill defining the responsibilities of the State Highway Commission and municipalities in providing a coordinated system of streets and highways in and around municipalities.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 713, a bill to amend Article 13 of Chapter 20 of the General Statutes, relating to the Vehicle Financial Responsibility Act of 1957.

Passes its second and third readings and is ordered enrolled.

H. B. 847, a bill to amend General Statutes 28-170, relating to the commissions allowed personal representatives and fiduciaries.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

NINETY-EIGHTH DAY

SENATE CHAMBER,
Thursday, May 28, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written:

Upon motion of Senator Forsyth, the courtesies of the lobby are extended to Mrs. Albert Canipe, wife of Senator Canipe of Mitchell County, and Bobby Ledford and Douglas Ledford, sons of Senator and Mrs. Canipe, are made honorary pages of the Senate.

Upon motion of Senator Jolly, the courtesies of the lobby are extended to Mrs. Carter and Mrs. Godwin, and Lucy Riddick Carter, Mabel Hayes Godwin and Evelyn Godwin are made honorary pages of the Senate.

Upon motion of Senator Jolly, H. B. 909, a bill to aid in the collection of delinquent taxes in Henderson County and to authorize the board of commissioners of Henderson County to sell at private sale property acquired by tax foreclosures, is taken from the Committee on Local Government and re-referred to the Committee on Finance.

Upon motion of Senator Yow, H. B. 1022, a bill providing for an election in the town of Brevard upon the question of adopting a modified plan "D" form of government so as to provide for a city manager, and defining his duties, is taken from the Committee on Counties, Cities and Towns and placed upon today's Calendar.

Upon motion of Senator Currie of Durham, 800 copies of Committee substitute for S. B. 94, a bill to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina, are ordered printed.

Upon motion of Senator Copeland, H. B. 936, a bill relating to trial of cases in Superior Court of Camden County, is recalled from the Enrolling Office for further consideration by the Senate, and upon his motion the vote by which the bill passed its third reading is reconsidered and the bill is placed upon today's Calendar.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1036, a joint resolution in memory of John Foster Dulles, late Secretary of State of the United States.

S. B. 39, an act to authorize the county of Halifax to lease the Halifax County airport to the city of Roanoke Rapids.

S. B. 107, an act to make certain sacred and/or moral communications confidential.

S. B. 261, an act to protect and regulate the use of the national system of interstate and defense highways.

S. B. 319, an act to amend Chapter 264 of Public Local Laws of 1937, relating to the collection of taxes by city-county tax collector for the town of Carolina Beach in New Hanover County.

S. B. 336, an act to amend Article 31 of Chapter 7 of the General Statutes, relating to civil procedure in the general court of Duplin County.

S. B. 337, an act to amend General Statutes 7-272, as amended by Chapter 899 of the Session Laws of 1947, relating to the terms of court of the general county court in Duplin County.

S. B. 355, an act amending Chapter 1009, Session Laws of 1953, relating to the salaries of the clerk of the Superior Court, the register of deeds and the sheriff of Iredell County.

S. B. 356, an act to amend Chapter 479 of the Session Laws of 1953, relating to fees, costs and commissions to be collected by the clerk of the Superior Court of Iredell County.

S. B. 357, an act amending Chapter 1037, Session Laws of 1953, relating to jail fees in Iredell County.

S. B. 358, an act fixing the fees to be charged by the register of deeds of Iredell County.

S. B. 362, an act to authorize the town of Tarboro to sell certain property purchased for cemetery purposes.

S. B. 364, an act to authorize the town of Tarboro to expend certain funds to assist in holding a celebration of the 200th anniversary of the founding of the town of Tarboro.

H. B. 684, an act to provide for the proper disposal of dead animals in Cherokee County.

H. B. 713, an act to amend Article 13 of Chapter 20 of the General Statutes, relating to the Vehicle Financial Responsibility Act of 1957.

H. B. 721, an act to amend heretofore ratified H. B. 367 and heretofore ratified H. B. 370 by exempting Lenoir County from the provisions thereof.

H. B. 772, an act to fix the per diem compensation and travel expense of members of the Jones County Board of Commissioners, Board of Education and Board of Welfare and travel allowance for jurors.

H. B. 842, an act relating to the appointment of a single registrar of vital statistics for Transylvania County.

H. B. 847, an act to amend General Statutes 28-170, relating to the commissions allowed personal representatives and fiduciaries.

H. B. 862, an act to amend General Statutes 28-68, relating to the payment to the clerk of court of money owed to an intestate in Union County.

H. B. 869, an act to amend Paragraph 12A of General Statutes 153-9 so as to make the same applicable to Chatham County.

H. B. 873, an act rewriting Section 16, Chapter 151, Private Laws of 1895, the Charter of the Town of Grifton, so as to give to said town the same authority to acquire property by gift, devise, purchase or condemnation that is granted to municipalities of this State by Chapter 160 of the General Statutes.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 381, a bill to extend the planning and zoning powers of the town of Murfreesboro and its governing body to the territory beyond and surrounding the corporate limits of the town of Murfreesboro for a distance of one mile in all directions.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 219, a bill to provide for appointment of personal representatives for recipients of old age assistance, aid to dependent children, or aid to the permanently and total disabled, with an unfavorable report as to the bill, favorable report as to Committee substitute bill.

Senate Committee substitute for H. B. 99, a bill to prevent the disenfranchisement of certain stock held by trust institutions in a fiduciary capacity, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 717, a bill to amend Article 3 of Chapter 6 of the General Statutes to provide for the allowance of counsel fees in certain personal injury or property damage cases, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 234, a bill to authorize the Department of Motor Vehicles to exercise a limited amount of discretion in suspending drivers' licenses of persons convicted of drunken driving, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 328, a bill to fix the compensation of the members of the Halifax County Board of Education, with a favorable report.

S. B. 367, a bill to amend Article 16 of sub-Chapter IV of Chapter 54 of the General Statutes entitled "Co-Operative Organizations" to permit the establishment of cooperative apartment housing associations in North Carolina, with a favorable report, as amended.

S. B. 395, a bill to amend Chapter 759 of the Session Laws of 1953, relating to the board of education of Union County, with a favorable report.

S. B. 396, a bill relating to terms for the board of county commissioners of Union County, with a favorable report.

S. B. 398, a bill to amend General Statutes 153-13, relating to the compensation of the county commissioners of Gaston County, with a favorable report.

S. B. 405, a bill to amend Article 13C of Chapter 131 of the General Statutes, relating to county hospital districts, with a favorable report.

H. B. 156, a bill to amend General Statutes 105-141 so as to exclude unemployment compensation from gross income for income tax purposes, with an unfavorable report.

H. B. 584, a bill to prohibit willful attendance of persons as spectators at a race or speed competition between motor vehicles, prearranged and conducted on a street or highway, with a favorable report, as amended.

H. B. 723, a bill to amend General Statutes 156-120, relating to easements and rights-of-way belonging to drainage districts, with a favorable report, as amended.

By Senator Stikeleather, for the Committee on Education:

S. B. 317, a bill amending various Sections of Chapter 115 of the General Statutes and defining the North Carolina public school system as consisting of eleven grades instead of twelve and providing for a school year of two hundred days instead of one hundred eighty days, with a favorable report, as amended.

S. B. 386, a bill to provide for staggered terms of office for members of the board of education in Nash County, with a favorable report.

H. B. 840, a bill amending Article 25, Chapter 115 of the General Statutes, relating to the selection and adoption of textbooks, with a favorable report.

H. B. 887, a bill authorizing the town of Newport to appropriate to the Carteret County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Newport School, with a favorable report.

H. B. 942, a bill appointing members of the Wilson City Board of Education, providing for the election of the members of said Board in the future, fixing their terms of office and compensation, with a favorable report.

By Senator Jolly, for the Committee on Local Government:

H. B. 707, a bill to revise and consolidate the charter of the town of Castalia, North Carolina, with a favorable report.

H. B. 771, a bill to incorporate the town of Trent Woods in Craven County, North Carolina, with a favorable report.

H. B. 832, a bill to fix the corporate limits of the town of Farmville in Pitt County, with a favorable report.

H. B. 857, a bill to amend General Statutes 153-5, to provide for election of Sampson County commissioners for terms of four years each, with a favorable report.

H. B. 875, a bill to amend General Statutes 153-9, relating to certain special tax levies so as to make the same applicable to Greene County, with a favorable report.

H. B. 892, a bill to incorporate the town of Cape Carteret, North Carolina, with a favorable report.

H. B. 906, a bill relating to the establishment of wards and the election of a mayor and board of aldermen in the town of Randleman, Randolph County, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 361, a bill fixing the compensation of the chairman and members of the Pitt County Board of Education, with a favorable report.

S. B. 380, a bill to regulate and fix the salaries of the sheriff, register of deeds and clerk of Superior Court of Lenoir County, with a favorable report.

H. B. 943, a bill fixing the compensation of members of the Elm City Board of Education, with a favorable report.

H. B. 782, a bill to amend Chapter 837, Session Laws of 1953, relating to the salaries of certain county officials of Stokes County, with a favorable report.

H. B. 784, a bill amending Chapter 26 of the Private Laws of 1891, being the Charter of the Town of Wadesboro, relating to the compensation of the board of commissioners, with a favorable report.

H. B. 836, a bill to amend General Statutes 7-134 to fix the fees to be charged by justices of the peace of Caldwell County, with a favorable report.

H. B. 838, a bill rewriting Section 3, Chapter 372, Public Local Laws of 1927, fixing the fees to be charged by justices of the peace in Ashe County, with a favorable report.

H. B. 854, a bill to amend Chapter 776 of the Session Laws of 1957, relating to the fees to be charged by justices of the peace in McDowell County, with a favorable report.

H. B. 896, a bill to authorize the board of county commissioners of Lee County to fix fees to be charged by county officers, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Yow and Frink: S. B. 408, a bill to amend General Statutes 143-309, relating to judicial review of certain administrative agencies.

Referred to Committee on Judiciary No. 2.

By Senator Jordan: S. B. 409, a bill to amend the charter of the town of Fuquay Springs so as to provide different election dates for municipal officers and to provide four-year terms of office for town commissioners.

Referred to Committee on Judiciary No. 2.

By Senators Simpkins, Frink, Henkel, Williamson, Lackey, Hamilton, Hancock and Williams: S. B. 410, a bill to amend General Statutes 143-40, relating to vacations of State employees.

Referred to Committee on State Government.

By Senator Rose, by request: S. B. 411, a bill to amend General Statutes 113-102, relating to rabbit hunting and trapping.

Referred to Committee on Wildlife.

By Senators Crew, Davis, Stikeleather and Rose: S. R. 412, a joint resolution providing for the appointment of a commission to study and report upon the pay of public school teachers based upon the ability of the individual teacher, and to study and report methods of improving curriculum in the public schools.

Referred to Committee on Education.

By Senators Hamilton and Simpkins: S. B. 413, a bill to create the North Carolina Commercial Fisheries Commission.

Referred to Committee on Conservation and Development.

By Senators Morgan of Cleveland, Blackburn, Thomas and Rose: S. R. 414, a joint resolution urging the members of the North Carolina delegation in the United States Congress to preserve cotton allotment acreage to North Carolina farmers.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Morgan of Cleveland: S. R. 415, a joint resolution authorizing the Governor to appoint a Commission to study and make recommendations to the Governor as to the necessity and advisability of a reorganization of the State government in the interest of more efficient and economical administration of the same.

Referred to Committee on State Government.

By Senators Morgan of Cleveland and Rose: S. B. 416, a bill relating to the operation of the State Fair and the holding of expositions and other projects on the grounds thereof.

Referred to Committee on Agriculture.

By Senators Morgan of Cleveland and Rose: S. B. 417, a bill to provide for the retention of certain capital improvement funds by the Department of Agriculture for capital improvements on the North Carolina State Fairgrounds.

Referred to Committee on Appropriations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 369, a bill to amend General Statutes 153-9 so as to authorize counties to appoint a county building inspector.

Referred to Committee on Counties, Cities and Towns.

H. B. 752, a bill relating to the compensation of the board of county commissioners and the county board of education of Surry County.

Referred to Committee on Salaries and Fees.

H. B. 777, a bill to fix the compensation of certain elective officials in Pitt County.

Referred to Committee on Salaries and Fees.

H. B. 792, a bill relating to the compensation of the sheriff, register of deeds, clerk of Superior Court, board of county commissioners, board of education and certain other employees of Randolph County.

Referred to Committee on Salaries and Fees.

H. B. 812, a bill to amend Section 126 of Chapter 160 of the General Statutes of North Carolina, relating to the issuing of building permits in the town of Whiteville, Columbus County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 813, a bill to permit the governing body of the town of Whiteville in Columbus County to establish reasonable rules relating to appeals to the board of adjustment.

Referred to Committee on Counties, Cities and Towns.

H. B. 814, a bill to authorize the governing body of the town of Whiteville to regulate by ordinance the deadline for filing for municipal offices.

Referred to Committee on Counties, Cities and Towns.

H. B. 815, a bill to amend Chapter 172 of the Session Laws of 1957, relating to the election of the governing body of the town of Whiteville in Columbus County.

Referred to Committee on Counties, Cities and Towns.

H. B. 816, a bill to provide for the Plan "D" method of city government for the town of Whiteville in Columbus County.

Referred to Committee on Counties, Cities and Towns.

H. B. 841, a bill to provide for increasing the number of county commissioners of Wake County from five to seven and relating to the election and terms of county commissioners in Wake County.

Referred to Committee on Counties, Cities and Towns.

H. B. 845, a bill rewriting Section 4, Chapter 596, Session Laws of 1949, relating to the election of the mayor and commissioners of the town of Wallace.

Referred to Committee on Counties, Cities and Towns.

H. B. 915, a bill to amend General Statutes 7-70, relating to terms of Superior Court in Davidson County.

Referred to Committee on Courts and Judicial Districts.

H. B. 917, a bill to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Gaston County.

Referred to Committee on Courts and Judicial Districts.

H. B. 922, a bill relating to the punishment for public drunkenness in Beaufort County.

Referred to Committee on Judiciary No. 1.

H. B. 924, a bill relating to the operation of motor boats and other craft on certain waters in Pender County.

Referred to Committee on Judiciary No. 1.

H. B. 932, a bill to amend General Statutes 162-7, relating to the fees to be charged by the sheriff of Alleghany County.

Referred to Committee on Salaries and Fees.

H. B. 935, a bill amending General Statutes 7-70, relating to the terms of Superior Court in Ashe County.

Referred to Committee on Local Government.

H. B. 946, a bill to fix the compensation of the mayor and members of the board of aldermen of the town of Stanley in Gaston County.

Referred to Committee on Salaries and Fees.

H. B. 955, a bill to fix the compensation of the mayor of the town of Candor in Montgomery County.

Referred to Committee on Salaries and Fees.

H. B. 962, a bill to amend Chapter 152 of the General Statutes and Chapter 95, Session Laws of 1955, with respect to the compensation of the Forsyth County coroner.

Referred to Committee on Salaries and Fees.

H. B. 968, a bill authorizing O. B. McBroom, R. L. Whitfield and Mrs. Lois Newman, trustees of the Person County Community House, to convey fee simple title to a portion of the lot owned by the trustees to the Lester Blackwell Post of the American Legion and the remaining portion thereof to Person County.

Referred to Committee on Counties, Cities and Towns.

H. B. 972, a bill to authorize the town council of Whiteville to dispose of certain real property at private sale.

Referred to Committee on Counties, Cities and Towns.

H. B. 974, a bill to create and establish the Henderson Firemen's Supplemental Retirement System for the classified firemen employees of the fire department of the city of Henderson.

Referred to Committee on Counties, Cities and Towns.

H. B. 977, a bill amending H. B. 606, 1959 Session, ratified on May 5, 1959, relating to certain witness fees in Wayne County.

Referred to Committee on Salaries and Fees.

H. B. 978, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Buncombe County.

Referred to Committee on Courts and Judicial Districts.

H. B. 979, a bill amending Section 9, Chapter 4, Public Local Laws of 1937, so as to authorize the sinking fund commission for Buncombe County to receive, invest and account for any funds placed in a school capital reserve fund in Buncombe County.

Referred to Committee on Finance.

H. B. 981, a bill to amend the charter of the city of Raleigh, relating to protests by adjoining property owners against rezoning of property.

Referred to Committee on Counties, Cities and Towns.

H. B. 982, a bill to authorize the city of Raleigh to procure insurance on the lives and for the benefit of employees and to pay the insurance premiums for such insurance in whole or in part.

Referred to Committee on Counties, Cities and Towns.

H. B. 991, a bill to fix the compensation of certain officials of McDowell County.

Referred to Committee on Salaries and Fees.

H. B. 993, a bill to authorize appropriations by the boards of commissioners or town councils of the municipalities in Bertie County for industrial development and other purposes.

Referred to Committee on Counties, Cities and Towns.

H. B. 997, a bill to amend Chapter 545, Public Local and Private Laws of 1939, relating to primary elections in the town of Rockingham in Richmond County.

Referred to Committee on Local Government.

H. B. 998, a bill granting power and authority to the governing body of the town of Rockingham to provide by ordinance regulations for the use by vehicle of municipally owned off-street parking facilities, and of off-street publicly owned parks and grounds occupied by public buildings, the use by vehicles of privately owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

Referred to Committee on Local Government.

H. B. 995, a bill to amend Chapter 293 of the Session Laws of 1957, relative to the planning and zoning powers of the city of Goldsboro.

Referred to Committee on Local Government.

H. B. 996, a bill to provide for staggered terms for commissioners of the town of Rockingham in Richmond County.

Referred to Committee on Local Government.

H. B. 1000, a bill to permit the clerk of the Superior Court of Pitt County to deliver the records of a deceased justice of the peace of Pitt County.

Referred to Committee on Counties, Cities and Towns.

H. R. 1072, a joint resolution providing for the election of William Rand Kenan, Jr., as an honorary life-time member of the board of trustees of the University of North Carolina.

Upon motion of Senator Davis, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 384, a bill to extend the corporate limits of the town of Fuquay Springs, Wake County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

The bill is ordered sent to the House of Representatives.

H. B. 731, a bill to revise and consolidate the charter of the town of Spray, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

The bill is ordered enrolled.

H. B. 880, a bill creating the Durham City-County Charter Commission, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

H. B. 889, a bill to amend Chapter 202, Private Laws of 1925, to extend the corporate limits of the town of Morehead City in Carteret County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

H. B. 891, a bill to incorporate the town of Bayshore Park, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes, 45 noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

S. B. 244, a bill to amend General Statutes 14-97, relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

H. B. 888, a bill relating to the listing of boats for ad valorem tax purposes in Carteret County.

Passes its second and third readings and is ordered enrolled.

H. B. 905, a bill to amend Chapter 252 of the Private Laws of 1935, relating to the election of officials of the town of Farmville, in Pitt County.

Passes its second and third readings and is ordered enrolled.

H. B. 911, a bill to authorize the board of county commissioners of Brunswick County to sell certain real property at private sale and to validate sales heretofore made.

Passes its second and third readings and is ordered enrolled.

H. B. 912, a bill to fix the compensation of the mayor, members of the board of aldermen and other officials of the city of Southport in Brunswick County.

Passes its second and third readings and is ordered enrolled.

H. B. 920, a bill to authorize Pitt County to deposit penalties and interest from delinquent tax commissions in the general fund of the county.

Passes its second and third readings and is ordered enrolled.

H. B. 923, a bill to authorize the board of county commissioners of Cumberland County and the city council of the city of Fayetteville to refund any time within ten years taxes illegally or erroneously collected.

Passes its second and third readings and is ordered enrolled.

H. B. 930, a bill to provide for the appointment of a deputy coroner by the board of county commissioners of Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 936, a bill relating to trial of cases in Superior Court of Camden County. Senator Copeland offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 933, a bill to amend Chapter 974, Session Laws of 1957, relating to the listing and assessing of property for ad valorem tax purposes in Alleghany County.

Passes its second and third readings and is ordered enrolled.

H. B. 934, a bill to authorize the board of county commissioners of Ashe County to allocate funds to municipal fire departments within Ashe County.

Passes its second and third readings and is ordered enrolled.

H. B. 940, a bill to amend Chapter 293, Public Local and Private Laws of 1941, as amended, authorizing merger of High Point Firemen's Pension and Disability Fund with North Carolina Local Governmental Employees' Retirement System.

Passes its second and third readings and is ordered enrolled.

H. B. 1022, a bill providing for an election in the town of Brevard upon the question of adopting a modified plan "D" form of government so as to provide for a city manager, and defining his duties.

Passes its second and third readings and is ordered enrolled.

S. B. 228, a bill to give all employees of the State Highway and Public Works Commission a holiday for the purpose of voting in any general election in which State and/or county officers are to be voted upon for election.

Upon motion of Senator Forsyth, the bill is re-referred to the Committee on Election Laws and Senatorial Districts.

S. B. 340, a bill to amend General Statutes 20-16 to create a point system for suspension of operators' and chauffeurs' licenses to promote public safety on the highways.

The substitute bill offered by the Committee is adopted.

Senator Ross offers an amendment which is adopted.

Senator Thomas offers an amendment which is adopted.

Senator Kesler offers an amendment which is adopted.

Senator Cooke offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 344, a bill to remove exemptions for certain vehicles from the Financial Responsibility Act of 1957.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 383, a bill to amend Article 13, Chapter 20 of the General Statutes to require increased proof of financial responsibility as condition of registration of motor vehicles.

Upon motion of Senator Andrews, action on the bill is postponed until Friday, May 29, 1959.

H. B. 305, a bill to validate certain agreements between telephone companies and municipalities and to make provision for future agreements.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 678, a bill to amend Chapter 108 of the General Statutes to insure that Aid to Dependent Children grants are used to benefit the children.

Passes its second and third readings and is ordered enrolled.

H. B. 740, a bill to exempt sales by Cherokee Indian Reservation merchants from the sales and use tax.

Passes its second and third readings and is ordered enrolled.

H. B. 839, a bill to appoint justices of the peace for the several counties of North Carolina.

The amendment offered by the Committee is adopted.

Senator Jolly offers an amendment which is adopted.

Senator Mercer offers an amendment which is adopted.

Senator Moore offers an amendment which is adopted.

Upon motion of Senator Yow, action on the bill is postponed until Monday, June 1, 1959.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 11 o'clock.

NINETY-NINTH DAY

SENATE CHAMBER,
Friday, May 29, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Kirkman, the courtesies of the lobby are extended to Miss Carolyn Kirkman, daughter of Senator Kirkman of Guilford County.

Upon motion of Senator Copeland, the courtesies of the lobby are extended to Harry W. Whitley of Hertford County.

Upon motion of Senator Currie of Moore, H. B. 846, a bill to amend General Statutes 2-53 relating to the payment of money for indigent children and persons non compos mentis, is taken from the Committee on Public Welfare and re-referred to the Committee on Judiciary No. 1.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1072, a joint resolution providing for the election of William Rand Kenan, Jr., as an honorary lifetime member of the board of trustees of the University of North Carolina.

S. B. 341, an act to authorize the board of county commissioners of Martin County to call a special election for the authorization of an industrial development tax for Martin County and to create and fix the powers of an industrial development commission for Martin County.

S. B. 354, an act to continue the incorporation of the city of Stateville and to codify, amend and consolidate the Statutes that constitute the charter of the city of Statesville, and to repeal certain acts and portions of certain acts constituting a part of its present charter.

H. B. 678, an act to amend Chapter 108 of the General Statutes to insure that aid to dependent children grants are used to benefit the children.

H. B. 731, an act to revise and consolidate the charter of the town of Spray, North Carolina.

H. B. 740, an act to exempt sales by Cherokee Indian Reservation merchants from the sales and use tax.

H. B. 888, an act relating to the listing of boats for ad valorem tax purposes in Carteret County.

H. B. 905, an act to amend Chapter 252 of the Private Laws of 1935 relating to the election of officials of the town of Farmville in Pitt County.

H. B. 911, an act to authorize the board of county commissioners of Brunswick County to sell certain real property at private sale and to validate sales heretofore made.

H. B. 912, an act to fix the compensation of the mayor, members of the board of aldermen and other officials of the city of Southport in Brunswick County.

H. B. 920, an act to authorize Pitt County to deposit penalties and interest from delinquent tax commissions in the general fund of the county.

H. B. 923, an act to authorize the board of county commissioners of Cumberland County and the city council of the city of Fayetteville to refund any time within ten years taxes illegally or erroneously collected.

H. B. 930, an act to provide for the appointment of a deputy coroner by the board of county commissioners of Mecklenburg County.

H. B. 933, an act to amend Chapter 974, Session Laws of 1957, relating to the listing and assessing of property for ad valorem tax purposes in Alleghany County.

H. B. 934, an act to authorize the board of county commissioners of Ashe County to allocate funds to municipal fire departments within Ashe County.

H. B. 940, an act to amend Chapter 293, Public Local and Private Laws of 1941, as amended, authorizing merger of High Point Firemen's Pension and Disability Fund with North Carolina Local Governmental Employees' Retirement System.

H. B. 1022, an act providing for an election in the town of Brevard upon the question of adopting a modified plan "D" form of government so as to provide for a city manager, and defining his duties.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 244, a bill to amend General Statutes 14-197 relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County.

S. B. 340, a bill to amend General Statutes 20-16 to create a point system for suspension of operators' and chauffeurs' licenses to promote public safety on the highways.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Currie of Durham, for the Committee on Constitution:

S. B. 99, a bill to amend, alter and rewrite the Constitution of North Carolina, with a favorable report, as amended.

Upon motion of Senator Currie of Durham, the bill is placed upon the Calendar for Tuesday, June 2, 1959.

S. B. 94, a bill to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator Currie of Durham, the bill is placed upon the Calendar for Tuesday, June 2, 1959.

By Senator Kirkman, for the Committee on Finance:

H. B. 492, a bill to authorize counties to levy a special tax to defray expenses of mapping lands and discovering unlisted land, with a favorable report.

H. B. 789, a bill to repeal Chapter 987, Session Laws of 1949, as amended by Chapter 888, Session Laws of 1953 relating to the funding of interest on bonds of the town of Columbus, with a favorable report.

H. B. 822, a bill to permit the city of Winston-Salem to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property, with a favorable report.

H. B. 881, a bill to validate tax levies and tax sales of the town of Aulander in Bertie County, with a favorable report.

H. B. 882, a bill to validate certain tax levies and tax sales of Bertie County, with a favorable report.

H. B. 927, a bill permitting Davie County to authorize bonds for school purposes in the maximum aggregate principal amount of one million seven hundred thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 394, a bill to require the State Highway Commission to place on record deeds of easements granting rights-of-way and easements of any character to said commission, with a favorable report.

By Senator Hamilton, for the Committee on Retirement, Employment Security:

S. B. 221, a bill to prohibit discrimination in the employment of personnel by the State because of partial or total blindness, with an unfavorable report.

H. B. 823, a bill amending Chapter 296 of the Public Local Laws for the year 1939 permitting the Winston-Salem Employees Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies, with a favorable report.

H. B. 865, a bill to amend Chapter 926 of the Session Laws of 1947, relating to the Charlotte Firemen's Retirement System, with a favorable report.

S. B. 399, a bill to amend General Statutes 87-7 relating to the North Carolina Licensing Board for Contractors to authorize retirement compensation for its employees, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Henkel: S. B. 418, a bill to amend General Statutes 93-12, relating to examinations for certificates as Certified Public Accountants.

Referred to Committee on Propositions and Grievances.

By Senators Alford, Moore, Jolly, Shelton, Garriss and Morgan of Cleveland: S. B. 419, a bill relating to the franchise tax on piped gas companies.

Referred to Committee on Finance.

By Senator Morgan of Harnett: S. B. 420, a bill to provide for the election of the mayor and board of commissioners of the town of Lillington.

Referred to Committee on Counties, Cities and Towns.

By Senator Williams: S. B. 421, a bill to amend General Statutes 58-131.9, relating to fraternal benefit societies.

Referred to Committee on Judiciary No. 2.

By Senator Blackburn: S. B. 422, a bill relating to the salaries of certain officials of Vance County.

Referred to Committee on Local Government.

By Senator Currie of Durham: S. B. 423, a bill to authorize the appointment of an assistant to the district solicitor in districts wherein the work-load is exceptionally heavy.

Referred to Committee on Courts and Judicial Districts.

By Senator Canipe: S. B. 424, a bill to provide for the appointment of a veterans service officer in Yancey County and to fix his salary, and to provide that the register of deeds of Yancey County shall be paid a monthly salary of not less than seventy-five dollars for services as clerk to the board of county commissioners.

Referred to Committee on Local Government.

By Senator Yow: S. B. 425, a bill to authorize the board of commissioners of New Hanover County to promulgate rules and regulations governing the use of firearms and explosives in thickly populated areas outside the corporate limits of cities and towns in New Hanover County.

Referred to Committee on Counties, Cities and Towns.

By Senator Medford: S. B. 426, a bill to provide for elections in the towns of Hazelwood and Waynesville on the question of consolidation of said towns and subject to said elections to provide a charter for the consolidated town.

Upon motion of Senator Medford, the bill is placed upon the Calendar for Monday, June 1, 1959.

By Senator Frink: S. B. 427, a bill to amend Chapter 438 of the Session Laws of 1957 relating to the governing body of the town of Long Beach in Brunswick County.

Referred to Committee on Local Government.

By Senator Rutledge: S. B. 428, a bill amending General Statutes 14-41 and General Statutes 14-42, relating to the crimes of abduction of children and conspiracy to abduct children.

Referred to Committee on Judiciary No. 2.

By Senator Rutledge: S. B. 429, a bill to rewrite General Statutes 110-39 pertaining to neglect and encouragement of delinquency of children.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 730, a bill to establish a prima facie rule of evidence as to the operation of motor vehicles speeding in excess of 80 miles per hour.

Referred to Committee on Public Roads.

H. B. 795, a bill to amend Article 2 of Chapter 87 of the General Statutes relating to the State Board of Examiners of Plumbing and Heating Contractors to provide that operating surplus and examination fees shall be used to defray expenses of the board.

Referred to Committee on Finance.

H. B. 878, a bill to amend Chapter 168 of Public Local Laws 1939, as amended by Chapter 292 of Public Local Laws 1941, as amended by Chapter 79, Session Laws of 1945, as amended by Chapter 1096, Session Laws of 1955, as amended by Chapter 455, Session Laws of 1957, relating to the Raleigh-Durham Airport.

Referred to Committee on Judiciary No. 2.

H. B. 926, a bill to establish a public law library for public officials, courts and others in Craven County.

Referred to Committee on Finance.

H. B. 941, a bill to amend Article 3A of Chapter 69 of the General Statutes relating to rural fire protection districts.

Referred to Committee on Local Government.

H. B. 953, a bill authorizing the board of county commissioners of Henderson County to raise the salaries of certain county officials and employees as much as fifteen per cent for the period beginning July 1, 1959 and ending June 30, 1961.

Referred to Committee on Salaries and Fees.

H. B. 956, a bill to provide the form of financial statements of the city of Charlotte required under the provisions of General Statutes 160-383.

Referred to Committee on Finance.

H. B. 975, a bill to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the Firemen's Relief Fund of the city of Henderson.

Referred to Committee on Retirement, Employment Security.

H. B. 980, a bill to change the date for filing and for holding primary elections in the city of Raleigh.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 992, a bill to authorize appropriations by the board of commissioners of Bertie County for industrial development and other purposes.

Referred to Committee on Finance.

H. B. 999, a bill to amend Chapter 185 of the Private Laws of 1929, relating to the maximum rate of tax to be levied by the board of commissioners of the town of Vanceboro in Craven County.

Referred to Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 880, a bill creating the Durham City-County Charter Commission, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge,

Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—46.

The bill is ordered enrolled.

H. B. 889, a bill to amend Chapter 202, Private Laws of 1925, to extend the corporate limits of the town of Morehead City in Carteret County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—46.

The bill is ordered enrolled.

H. B. 891, a bill to incorporate the town of Bayshore Park, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—46.

The bill is ordered enrolled.

H. B. 707, a bill to revise and consolidate the charter of the town of Castalia, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—46.

H. B. 771, a bill to incorporate the town of Trent Woods in Craven County, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—46.

Upon motion of Senator Simpkins, action on the third roll call reading is postponed until Tuesday, June 2, 1959.

H. B. 832, a bill to fix the corporate limits of the town of Farmville in Pitt County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—46.

H. B. 875, a bill to amend General Statutes 153-9, relating to certain special tax levies so as to make the same applicable to Greene County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—46.

H. B. 892, a bill to incorporate the town of Cape Carteret, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—46.

S. B. 328, a bill to fix the compensation of the members of the Halifax County Board of Education.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 361, a bill fixing the compensation of the chairman and members of the Pitt County Board of Education.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 380, a bill to regulate and fix the salaries of the sheriff, register of deeds and clerk of Superior Court, of Lenoir County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 386, a bill to provide for staggered terms of office for members of the board of education in Nash County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 395, a bill to amend Chapter 759 of the Session Laws of 1953, relating to the board of education of Union County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 396, a bill relating to terms for the board of county commissioners of Union County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 398, a bill to amend General Statutes 153-13, relating to the compensation of the county commissioners of Gaston County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 782, a bill to amend Chapter 837, Session Laws of 1953, relating to the salaries of certain county officials of Stokes County.

Passes its second and third readings and is ordered enrolled.

H. B. 784, a bill amending Chapter 26 of the Private Laws of 1891, being the charter of the town of Wadesboro, relating to the compensation of the board of commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 836, a bill to amend General Statutes 7-134 to fix the fees to be charged by justices of the peace of Caldwell County.

Passes its second and third readings and is ordered enrolled.

H. B. 838, a bill rewriting Section 3, Chapter 372, Public Local Laws of 1927, fixing of fees to be charged by justices of the peace in Ashe County.

Passes its second and third readings and is ordered enrolled.

H. B. 854, a bill to amend Chapter 776 of the Session Laws of 1957, relating to the fees to be charged by justices of the peace in McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 857, a bill to amend General Statutes 153-5 to provide for election of Sampson County Commissioners for terms of four years each.

Passes its second and third readings and is ordered enrolled.

H. B. 887, a bill authorizing the town of Newport to appropriate to the Carteret County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Newport School.

Passes its second and third readings and is ordered enrolled.

H. B. 896, a bill to authorize the board of county commissioners of Lee County to fix fees to be charged by county officers.

Passes its second and third readings and is ordered enrolled.

H. B. 906, a bill relating to the establishment of wards and the election of a mayor and board of aldermen in the town of Randleman, Randolph County.

Passes its second and third readings and is ordered enrolled.

H. B. 942, a bill appointing members of the Wilson City Board of Education, providing for the election of the members of said board in the future, fixing their terms of office and compensation.

Passes its second and third readings and is ordered enrolled.

H. B. 943, a bill fixing the compensation of members of the Elm City City Board of Education.

Passes its second and third readings and is ordered enrolled.

S. B. 102, a bill to rewrite the Intestate Succession Laws of North Carolina.

The substitute offered by the Committee is adopted.

Upon motion of Senator Medford, action on the bill is postponed until Tuesday, June 2, 1959.

S. B. 104, a bill to rewrite the Statutes on dissent from wills.

The substitute offered by the Committee is adopted.

Upon motion of Senator Medford, action on the bill is postponed until Tuesday, June 2, 1959.

S. B. 219, a bill to provide for appointment of personal representatives for recipients of old age assistance, aid to dependent children, or aid to the permanently and totally disabled.

The substitute offered by the Committee is adopted.

Upon motion of Senator Jolly, 400 copies of the Committee substitute bill are ordered printed and upon his motion action on the bill is postponed until Tuesday, June 2, 1959.

S. B. 234, a bill to authorize the Department of Motor Vehicles to exercise a limited amount of discretion in suspending drivers' licenses of persons convicted of drunken driving.

The substitute offered by the Committee is adopted.

Upon motion of Senator Hamilton, 400 copies of the Committee substitute bill are ordered printed and upon his motion action on the bill is postponed until Tuesday, June 2, 1959.

S. B. 317, a bill amending various Sections of Chapter 115 of the General Statutes and defining the North Carolina Public School System as consisting of eleven grades instead of twelve, and providing for a school year of two hundred days instead of one hundred eighty days.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Hamilton to its third reading the bill remains upon the Calendar.

S. B. 367, a bill to amend Article 16 of sub-Chapter IV of Chapter 54 of the General Statutes, entitled "Co-operative Organizations" to permit the establishment of co-operative apartment housing associations in North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 383, a bill to amend Article 13, Chapter 20 of the General Statutes to require increased proof of financial responsibility as condition of registration of motor vehicles.

Upon motion of Senator Cooke, action on the bill is postponed until Monday, June 1, 1959.

S. B. 405, a bill to amend Article 13C of Chapter 131 of the General Statutes, relating to county hospital districts.

Passes its second and third readings and is ordered sent to the House of Representatives.

Senate Committee substitute for H. B. 99, a bill amending sub-Section (b) of General Statutes 55-67 so as to allow the voting, by an independent trustee appointed by the resident judge, of stock held in a fiduciary capacity.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 227, a bill to amend Paragraph 15 of Section 108-3 of the General Statutes of North Carolina, relating to the licensing of boarding homes.

Passes its second and third readings and is ordered enrolled.

H. B. 584, a bill to prohibit willful attendance of persons as spectators at a race or speed competition between motor vehicles, prearranged and conducted on a street or highway.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 587, a bill to amend General Statutes 108-9 to prohibit the payment of welfare or public assistance funds for the care of occupants of nursing homes or homes for the aged or infirm owned or operated by members of public welfare and other boards or their relatives.

Senator Moore offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 717, a bill to amend Article 3 of Chapter 6 of the General Statutes to provide for the allowance of counsel fees in certain personal injury or property damage cases.

Passes its second and third readings and is ordered enrolled.

H. B. 723, a bill to amend General Statutes 156-120, relating to easements and rights-of-way belonging to drainage districts.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 840, a bill amending Article 25, Chapter 115 of the General Statutes, relating to the selection and adoption of textbooks.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

ONE HUNDREDTH DAY

SENATE CHAMBER,
Saturday, May 30, 1959.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Humber, the Senate adjourns to meet Monday evening at 8 o'clock.

ONE HUNDRED FIRST DAY

SENATE CHAMBER,
Monday, June 1, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Davis, the courtesies of the lobby are extended to Grady Mercer, Jr., son of Senator Mercer of Duplin County.

Upon motion of Senator Bell, the courtesies of the lobby are extended to C. A. McKnight of Mecklenburg County.

Upon motion of Senator Winslow, the courtesies of the lobby are extended to Wilbur Woodhouse and Wilson Woodhouse of Perquimans County.

ELECTION OF READING CLERK OF THE SENATE

The former Reading Clerk of the Senate, W. Eugene Simmons of Edgecombe, having tendered his resignation, it becomes necessary to elect a successor as Reading Clerk of the Senate.

Senator Currie of Moore places in nomination for Reading Clerk of the Senate LeRoy R. Clark of Wake County.

Senator Andrews seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Mr. Clark are: Senators Alford, Andrews, Bason, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Humber, Jolly, Jordan, Kesler, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Yow—37.

Mr. Clark having received the unanimous vote of the Senators present is declared duly elected.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 367, a bill to amend Article 16 of sub-Chapter IV of Chapter 54 of the General Statutes entitled "Co-operative Organizations" to permit the establishment of co-operative apartment housing associations in North Carolina.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Copeland, for the Committee on Appropriations:

S. B. 351, a bill to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State, with a favorable report, as amended.

Upon motion of Senator Copeland, the bill is re-referred to the Committee on Finance.

S. B. 352, a bill to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies, with a favorable report, as amended.

Upon motion of Senator Copeland, the bill is re-referred to the Committee on Finance.

By Senator Currie, for the Committee on Finance:

H. B. 979, a bill amending Section 9, Chapter 4, Public Local Laws of 1937, so as to authorize the sinking fund commission for Buncombe County to receive, invest and account for any funds placed in a school capital reserve fund in Buncombe County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senators Humber and Shelton: S. B. 430, a bill authorizing the creation of the East Carolina Airport Authority as an agency or instrumentality of participating counties including Beaufort, Nash, Edgecombe, Greene, Lenoir, Pitt, Wayne, Wilson, Martin and Washington Counties, and any participating municipality, and authorizing such Authority to establish, own, maintain and operate an airport at the expense of said counties and said municipalities.

Referred to Committee on Finance.

By Senator Moore: S. B. 431, a bill to authorize the appointment of counsel to defend employees of the State Highway Commission in civil suits growing out of alleged tort claims against such employees.

Referred to Committee on Public Roads.

By Senator Rutledge: S. B. 432, a bill to amend General Statutes 130-124 and General Statutes 130-148, relating to the creation of sanitary districts and the annexation of territory thereto.

Referred to Committee on Judiciary No. 2.

By Senator Rutledge: S. B. 433, a bill amending Section 130-141 of the General Statutes, empowering boards of county commissioners, upon agreement with sanitary district boards, to include in sanitary district tax levies an amount for expenses of levying and collecting such taxes.

Referred to Committee on Judiciary No. 2.

By Senator Rutledge: S. B. 434, a bill to amend Chapter 47 of the General Statutes, relating to the probate and recording of instruments by the clerk of Superior Court and Register of deeds of Cabarrus County.

Referred to Committee on Judiciary No. 2.

By Senator Jordan: S. B. 435, a bill amending Chapter 324, Session Laws of 1955, so as to fix the fees to be charged by the sheriff of Wake County and the constables of the various townships in said county for serving civil summons.

Referred to Committee on Judiciary No. 2.

By Senators Thomas and Moore: S. B. 436, a bill to amend Article 3 of Chapter 20 of the General Statutes, defining U-Drive-It passenger vehicles.

Referred to Committee on Public Roads.

By Senator Forsyth: S. B. 437, a bill appropriating funds to the State Department of Agriculture for the establishment and operation of a poultry and cattle diagnostic laboratory to be located within the Thirty-Third Senatorial District.

Referred to Committee on Appropriations.

By Senator Warren: S. B. 438, a bill authorizing the appointment of a jury commissioner for Beaufort County, to regulate the preparation of jury rolls and jury scrolls, and to regulate the drawing of jury and grand jury panels in the Superior Court of Beaufort County.

Upon motion of Senator Warren, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Crew: S. B. 439, a bill to provide for county-wide nomination and election of county commissioners in Halifax County.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 440, a bill relating to the appointment of deputy sheriffs and the fixing of their salaries in Halifax County.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 162, a bill to provide for the systematic revaluation of property for ad valorem tax purposes, for concurrence in the House amendment.

Upon motion of Senator Alford, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 52, a bill to amend Chapter 122 of the General Statutes, relating to hospitals for the mentally disordered.

Referred to Committee on Public Health.

H. B. 318, a bill amending and rewriting certain sections of Chapter 139 of the General Statutes, relating to soil conservation districts so as to provide for the establishment of watershed improvement districts.

Referred to Committee on Agriculture.

H. B. 729, a bill to increase the penalty for operating a motor vehicle in excess of eighty miles per hour.

Referred to Committee on Public Roads.

H. B. 855, a bill authorizing payment for services of an accountant by Hyde County Drainage District No. 7.

Referred to Committee on Finance.

H. B. 874, a bill amending General Statutes 160-45 so as to make the qualifications for voting in municipal elections conform to the provisions of Article 6, Section 2, of the State Constitution, as amended.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 884, a bill authorizing any municipality having a municipal board of health to fix the method of appointment and terms of office of the members of said board of health.

Referred to Committee on Local Government.

H. B. 893, a bill to amend General Statutes 163-175, relating to single shot voting in Sampson County.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 894, a bill to amend the Charter of the City of Hendersonville and General Statutes 160-402, as it applies to Hendersonville, so as to increase the limitation on the levy of taxes for general purposes to one dollar and sixty cents per one hundred dollar valuation.

Referred to Committee on Finance.

H. B. 947, a bill to amend General Statutes 156-84, relating to letting of contracts for construction of drainage districts.

Referred to Committee on Judiciary No. 2.

H. B. 948, a bill to amend General Statutes 156-73, relating to the notice of hearing upon final report for establishment of drainage districts.

Referred to Committee on Judiciary No. 2.

H. B. 952, a bill to authorize the county of Polk to erect and equip a new county building, and to issue bonds therefor.

Referred to Committee on Finance.

H. B. 987, a bill fixing the compensation of various county officers of Davie County.

Referred to Committee on Salaries and Fees.

H. B. 994, a bill to amend General Statutes 118-7, relating to the disbursement of funds by trustees of the Firemen's Relief Fund of the city of Asheville in Buncombe County.

Referred to Committee on Judiciary No. 2.

H. B. 1009, a bill fixing the compensation of the sheriff of Harnett County.

Referred to Committee on Salaries and Fees.

H. B. 1012, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Perquimans County.

Referred to Committee on Courts and Judicial Districts.

H. B. 1018, a bill to amend Part 3A of Article 18 of Chapter 160 of the General Statutes, relating to the regulation of the subdivision of land in and around municipalities applicable to Scotland County.

Referred to Committee on Local Government.

H. B. 1019, a bill to authorize the board of county commissioners of Dare County to establish, maintain, develop and improve waterways in Dare County.

Referred to Committee on Finance.

H. B. 1023, a bill to authorize appropriations by the board of commissioners of Montgomery County for industrial development and other purposes.

Referred to Committee on Finance.

H. B. 1026, a bill to amend Chapter 391, Session Laws of 1955, relating to elections in the city of High Point.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 1027, a bill to amend Chapter 107 of the Private Laws of 1931, relating to elections in the city of High Point.

Referred to Committee on Election Laws and Senatorial Districts.

H. B. 1028, a bill to amend Section 2(b) of Chapter 737 of the 1955 Session Laws, relating to the joint construction of a public building by the city of High Point and Guilford County.

Referred to Committee on Local Government.

H. B. 1029, a bill to amend Chapter 383 of the 1955 Session Laws, relating to the purchase of supplies, materials, equipment, and construction contracts by the city of High Point.

Referred to Committee on Local Government.

H. B. 1030, a bill authorizing the city of High Point to sell or exchange personal property not exceeding \$2,500.00 in value at private or public sale without advertisement.

Referred to Committee on Local Government.

H. B. 1031, a bill relating to the compensation and payment of actual necessary expenses of certain officials in Guilford County.

Referred to Committee on Salaries and Fees.

H. B. 1050, a bill to amend General Statutes 7-70, relating to the terms of Superior Court of Pasquotank County.

Referred to Committee on Courts and Judicial Districts.

H. B. 1053, a bill to require the removal of abandoned boats or other watercraft along the shores or in the waters of the Pasquotank River in Camden or Pasquotank Counties.

Referred to Committee on Conservation and Development.

H. B. 1037, a bill to provide that certain delinquent taxes be paid into the General Fund of Graham County.

Referred to Committee on Finance.

H. R. 1041, a joint resolution authorizing the appointment of a commission to make a study of agricultural loan programs for grain storage facilities, including greater utilization of existing loan programs and possible needs for new programs, and to assist grain producers in securing maximum benefits.

Referred to Committee on Agriculture.

H. B. 1056, a bill to authorize the Randolph Airport Commission to transfer its assets to the town of Asheboro for the purpose of establishing and maintaining a municipal airport.

Referred to Committee on Finance.

H. B. 1060, a bill to amend Chapter 1109 of the Session Laws of 1957, relating to the issuance of warrants and receipts by justices of the peace in Craven County.

Referred to Committee on Judiciary No. 2.

H. B. 1061, a bill to provide for fixing salaries and expense allowances of officers and employees of Craven County and its several departments.

Referred to Committee on Salaries and Fees.

H. B. 1062, a bill to amend H. B. 91, relating to the National Guard and Militia of the State.

Referred to Committee on Veterans and Military Affairs.

H. B. 1065, a bill relating to the election and term of office of the mayor and members of the board of commissioners of the town of Chadbourne in Columbus County.

Referred to Committee on Local Government.

H. B. 1066, a bill to authorize boards of education to pledge non-tax revenues to the repayment of loans from the State Literary Fund.

Referred to Committee on Education.

H. B. 1067, a bill to amend Chapter 36 of Private Laws of 1915, relative to the tenure of office of the mayor and board of aldermen of the town of West Jefferson, Ashe County.

Referred to Committee on Counties, Cities and Towns.

H. R. 1113, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theatre of North Carolina.

Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 707, a bill to revise and consolidate the Charter of the Town of Castalia, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Dun-

can, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—42.

The bill is ordered enrolled.

H. B. 832, a bill to fix the corporate limits of the town of Farmville in Pitt County, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—42.

The bill is ordered enrolled.

H. B. 875, a bill to amend General Statutes 153-9, relating to certain special tax levies so as to make the same applicable to Greene County, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—42.

The bill is ordered enrolled.

H. B. 892, a bill to incorporate the town of Cape Carteret, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—42.

The bill is ordered enrolled.

S. B. 426, a bill to provide for elections in the towns of Hazelwood and Waynesville on the question of consolidation of said towns and subject to said elections to provide a charter for the consolidated town, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—42.

H. B. 927, a bill permitting Davie County to authorize bonds for school purposes in the maximum aggregate principal amount of one million seven hundred thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—42.

H. B. 789, a bill to repeal Chapter 987, Session Laws of 1949, as amended by Chapter 888, Session Laws of 1953, relating to the funding of interest on bonds of the town of Columbus.

Passes its second and third readings and is ordered enrolled.

H. B. 822, a bill to permit the city of Winston-Salem to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property.

Passes its second and third readings and is ordered enrolled.

H. B. 823, a bill amending Chapter 296 of the Public Local Laws for the year 1939 permitting the Winston-Salem Employees' Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

Passes its second and third readings and is ordered enrolled.

H. B. 865, a bill to amend Chapter 926 of the Session Laws of 1947, relating to the Charlotte Firemen's Retirement System.

Passes its second and third readings and is ordered enrolled.

H. B. 881, a bill to validate tax levies and tax sales of the town of Aulander in Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 882, a bill to validate certain tax levies and tax sales of Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 492, a bill to authorize counties to levy a special tax to defray expenses of mapping lands and discovering unlisted land, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Williams, Williamson, Winslow, Yow—42.

H. B. 506, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons, upon second reading.

Senator Cooke offers an amendment, held not to be material, which is adopted.

Senator Hamilton offers an amendment, held to be material, which is adopted, which constitutes the first reading of the bill, and the bill, as amended, remains upon the Calendar for its second roll call reading.

H. B. 507, a bill to rewrite General Statutes 160-452, relating to the annexation of land by municipalities on petition by all owners of real property, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland,

Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Williams, Williamson, Winslow, Yow—42.

H. B. 508, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons, upon second reading.

Senator Hamilton offers several amendments, held not to be material, which are adopted.

Senator Duncan offers an amendment, held not to be material, which is adopted.

Senator Cooke offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Williams, Williamson, Winslow, Yow—42.

S. B. 317, a bill amending various Sections of Chapter 115 of the General Statutes and defining the North Carolina public school system as consisting of eleven grades instead of twelve and providing for a school year of two hundred days instead of one hundred eighty days, upon third reading.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 169, a bill to require financial responsibility of dealers in securities and to provide for the supervision of such dealers.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 383, a bill to amend Article 13, Chapter 20 of the General Statutes to require increased proof of financial responsibility as condition of registration of motor vehicles.

Upon motion of Senator Frink, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 394, a bill to require the State Highway Commission to place on record deeds of easements granting rights of way and easements of any character of said Commission.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 399, a bill to amend General Statutes 87-7, relating to the North Carolina Licensing Board for Contractors to authorize retirement compensation for its employees.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 839, a bill to appoint justices of the peace for the several counties of North Carolina.

Upon motion of Senator Hancock, action on the bill is postponed until Tuesday, June 2, 1959.

Upon motion of Senator Stikeleather, the Senate adjourns to meet tomorrow morning at 11:30 o'clock.

ONE HUNDRED SECOND DAY

SENATE CHAMBER,
Tuesday, June 2, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Stikeleather, the courtesies of the floor are extended to former Representative Bruce Elmore of Buncombe County.

OATH OF OFFICE

Mr. LeRoy R. Clark having been heretofore elected as Reading Clerk of the Senate by a unanimous vote of the Senators present takes the following prescribed oath of office, which is administered by Justice William B. Rodman of the Supreme Court.

"Do you solemnly and sincerely swear that you will be faithful and bear true allegiance to the State of North Carolina, and to the Constitutional powers which are or may be established for the government thereof; and will you endeavor to support, maintain and defend the Constitution of said State not inconsistent with the Constitution of the United States to the best of your knowledge and ability. Do you solemnly and sincerely swear that you will faithfully discharge your duties as Reading Clerk of the Senate of North Carolina. So help you God?"

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 414, a joint resolution urging the members of the North Carolina delegation in the United States Congress to preserve cotton allotment acreage to North Carolina farmers.

S. B. 161, an act relating to the uniform assessment of property for ad valorem tax purposes.

H. B. 57, an act to rewrite Chapter 146 of the General Statutes, entitled "State Lands."

H. B. 227, an act to amend Paragraph 15 of Section 108-3 of the General Statutes of North Carolina, relating to the licensing of boarding homes.

H. B. 305, an act to validate certain agreements between telephone companies and municipalities and to make provision for future agreements.

H. B. 568, an act to convey the State's interest in a tract of land used by Saint Ambrose Episcopal Church for religious purposes.

H. B. 699, an act defining the responsibilities of the State Highway Commission and municipalities in providing a coordinated system of streets and highways in and around municipalities.

H. B. 717, an act to amend Article 3 of Chapter 6 of the General Statutes to provide for the allowance of counsel fees in certain personal injury or property damage cases.

H. B. 782, an act to amend Chapter 837, Session Laws of 1953, relating to the salaries of certain county officials of Stokes County.

H. B. 784, an act amending Chapter 26 of the Private Laws of 1891 being the charter of the town of Wadesboro, relating to the compensation of the board of commissioners.

H. B. 836, an act to amend General Statutes 7-134 to fix the fees to be charged by justices of the peace of Caldwell County.

H. B. 838, an act rewriting Section 3, Chapter 372, Public Local Laws of 1927, fixing of fees to be charged by justices of the peace in Ashe County.

H. B. 840, an act amending Article 25, Chapter 115 of the General Statutes, relating to the selection and adoption of textbooks.

H. B. 854, an act to amend Chapter 776 of the Session Laws of 1957, relating to the fees to be charged by justices of the peace in McDowell County.

H. B. 857, an act to amend General Statutes 153-5 to provide for election of Sampson County commissioners for terms of four years each.

H. B. 880, an act creating the Durham City-County Charter Commission.

H. B. 887, an act authorizing the town of Newport to appropriate to the Carteret County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Newport School.

H. B. 889, an act to amend Chapter 202, Private Laws of 1925, to extend the corporate limits of the town of Morehead City in Carteret County.

H. B. 891, an act to incorporate the town of Bayshore Park, North Carolina.

H. B. 896, an act to authorize the board of county commissioners of Lee County to fix fees to be charged by county officers.

H. B. 906, an act relating to the establishment of wards and the election of a mayor and board of aldermen in the town of Randleman, Randolph County.

H. B. 942, an act appointing members of the Wilson City Board of Education, providing for the election of the members of said board in the future, fixing their terms of office and compensation.

H. B. 943, an act fixing the compensation of members of the Elm City Board of Education.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 317, a bill amending various sections of Chapter 115 of the General Statutes and defining the North Carolina public school system as consisting of eleven grades instead of twelve and providing for a school year of two hundred days instead of one hundred eighty days.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Hancock, for the Committee on Veterans and Military Affairs:

H. B. 901, a bill memorializing the Congress of the United States to extend education benefits to veterans of the Armed Forces who entered, or who enter, the service subsequent to February 1, 1955, with a favorable report.

H. B. 1062, a bill to amend H. B. 91, relating to the National Guard and Militia of the State, with a favorable report.

By Senator Morgan of Harnett, for the Committee on Propositions and Grievances:

S. B. 377, a bill to prohibit the sale of beer, wine and all other alcoholic beverages within two and one-half miles of the Glade Valley School, Incorporated, in Alleghany County, with a favorable report.

By Senator Bell, for the Committee on Courts and Judicial Districts:

S. B. 322, a bill amending General Statutes 7-68 so as to divide the Fourteenth District into two districts, designated as "Solicitorial District No. 14" and "Solicitorial District No. 14A," and to provide for the appointment and election of the solicitor for District No. 14A, with a favorable report, as amended.

Upon motion of Senator Cooke, the bill is re-referred to the Committee on Appropriations.

S. B. 423, a bill to authorize the appointment of an assistant to the district solicitor in districts wherein the work-load is exceptionally heavy, with a favorable report.

Upon motion of Senator Currie of Durham, the bill is re-referred to the Committee on Appropriations.

H. B. 599, a bill to amend Chapter 1 of the General Statutes, relating to the dismissal of appeals to the Supreme Court, with a favorable report.

H. B. 758, a bill to amend General Statutes 7-70, relating to the terms of Superior Court to be held in Rutherford County, with a favorable report.

H. B. 759, a bill to amend General Statutes 9-25 so as to provide the manner of drawing grand juries in Rutherford County, with a favorable report.

H. B. 793, a bill to provide for the appointment and duties of a bailiff, or bailiffs, for the municipal court of High Point, with a favorable report.

H. B. 798, a bill to amend General Statutes 9-25, relating to grand juries in Chatham County, with a favorable report.

H. B. 831, a bill to amend Chapter 1095, Session Laws of 1947, relating to the mayor's court of the town of Franklinton in Franklin County, with a favorable report.

H. B. 843, a bill to amend General Statutes 7-70, relating to the terms of the Superior Court in Transylvania County, with a favorable report.

H. B. 844, a bill to amend General Statutes 9-4, relating to the number of jurors to be drawn in Transylvania County, with a favorable report.

H. B. 859, a bill to amend General Statutes 9-25, relating to grand juries in Transylvania County, with a favorable report.

H. B. 863, a bill to amend Chapter 76 of the Public Laws of 1929, relating to the grand and petit juries of Northampton County, with a favorable report.

H. B. 915, a bill to amend General Statutes 7-70, relating to terms of Superior Court in Davidson County, with a favorable report.

H. B. 978, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Buncombe County, with a favorable report.

H. B. 1012, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Perquimans County, with a favorable report.

H. B. 1050, a bill to amend General Statutes 7-70, relating to the terms of Superior Court of Pasquotank County, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 388, a bill to increase the membership of the board of commissioners of Brunswick County from three to five members, with a favorable report.

S. B. 439, a bill to provide for county-wide nomination and election of county commissioners in Halifax County, with a favorable report.

S. B. 440, a bill relating to the appointment of deputy sheriffs and the fixing of their salaries in Halifax County, with a favorable report.

H. B. 439, a bill to exempt certain dealers in blank cartridge pistols and blank cartridges from privilege license taxes, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 846, a bill to amend General Statutes 2-53, relating to the payment of money for indigent children and persons non compos mentis, with a favorable report.

H. B. 848, a bill to amend General Statutes 28-68, relating to the payment to the clerk of money owed to an intestate, with a favorable report.

H. B. 849, a bill to amend Article 4 of Chapter 119 of the General Statutes, Replacement Volume of 1958, relating to safety regulations in the design, location, installation and operation of equipment and facilities for storing, handling, transporting and utilizing liquefied petroleum gas for fuel or heating purposes, with a favorable report.

H. B. 850, a bill to amend General Statutes 47-108.5 so as to validate certain deeds executed in other states where the seal was omitted, with a favorable report.

H. B. 867, a bill to amend Article 9 of Chapter 44 of the General Statutes to require notice to be given perfect liens on money recovered for personal injuries, with a favorable report.

H. B. 922, a bill relating to the punishment for public drunkenness in Beaufort County, with a favorable report.

H. B. 924, a bill relating to the operation of motor boats and other craft on certain waters in Pender County, with a favorable report, as amended.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 404, a bill to amend General Statutes 78-4, relating to exempt transactions under the securities law, with a favorable report.

S. B. 408, a bill to amend General Statutes 143-309, relating to judicial review of certain administrative agencies, with a favorable report.

S. B. 409, a bill to amend the charter of the town of Fuquay Springs so as to provide different election dates for municipal officers and to provide four-year terms of office for town commissioners, with a favorable report.

S. B. 432, a bill to amend General Statutes 130-124 and General Statutes 130-148, relating to the creation of sanitary districts and the annexation of territory thereto, with a favorable report.

Upon motion of Senator Medford, the bill is re-referred to the Committee on Finance.

S. B. 433, a bill amending Section 130-141 of the General Statutes empowering boards of county commissioners, upon agreement with sanitary district boards, to include in sanitary district tax levies an amount for expenses of levying and collecting such taxes, with a favorable report.

Upon motion of Senator Medford, the bill is re-referred to the Committee on Finance.

S. B. 434, a bill to amend Chapter 47 of the General Statutes, relating to the probate and recording of instruments by the clerk of Superior Court and register of deeds of Cabarrus County, with a favorable report, as amended.

S. B. 435, a bill amending Chapter 324, Session Laws of 1955, so as to fix the fees to be charged by the sheriff of Wake County and the constables of the various townships in said county for serving civil summons, with a favorable report.

H. B. 158, a bill to prohibit the use of profane or threatening language to any person over a telephone, with a favorable report, as amended.

H. B. 734, a bill to amend Chapter 18 of the General Statutes to make unlawful the purchase of intoxicating beverages by persons under eighteen years of age, and to prohibit consumption on licensed premises of alcoholic liquors, the sale and possession of which is not authorized by law, with a favorable report.

H. B. 878, a bill to amend Chapter 168 of Public Local Laws of 1939, as amended by Chapter 292 of Public Local Laws of 1941, as amended by Chapter 79, Session Laws of 1945, as amended by Chapter 1096, Session Laws of 1955, as amended by Chapter 455, Session Laws of 1957, relating to the Raleigh-Durham Airport, with a favorable report.

H. B. 994, a bill to amend General Statutes 118-7, relating to the disbursement of funds by trustees of the Firemen's Relief Fund of the City of Asheville in Buncombe County, with a favorable report.

H. B. 1060, a bill to amend Chapter 1109 of the Session Laws of 1957, relating to the issuance of warrants and receipts by justices of the peace in Craven County, with a favorable report.

By Senator Winslow, for the Committee on Wildlife:

S. B. 342, a bill amending General Statutes 113-257, relating to commercial trout fishing ponds, with a favorable report.

By Senator Rose, for the Committee on Agriculture:

S. B. 359, a bill to amend Chapter 106 of the General Statutes of North Carolina by inserting a new Article therein pertaining to the further agricultural development of North Carolina, with a favorable report.

S. B. 416, a bill relating to the operation of the State Fair and the holding of expositions and other projects on the grounds thereof, with a favorable report.

H. B. 393, a bill whereby the growers of Irish potatoes may regulate the grade and size of Irish potatoes entering interstate commerce, with a favorable report.

H. B. 718, a bill to authorize the issuance of certificates to registered veterinarians of other states, with a favorable report.

H. B. 318, a bill amending and rewriting certain Sections of Chapter 139 of the General Statutes, relating to soil conservation districts so as to provide for the establishment of watershed improvement districts, with a favorable report.

By Senator Garriss, for the Committee on Manufacturing, Labor and Commerce:

H. B. 118, a bill to prohibit State employees and employees of cities, towns and other agencies and units of government from becoming members of trade unions or labor unions, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Williams: S. B. 441, a bill to amend General Statutes 58-268, pertaining to fraternal, beneficiary orders, societies or associations.

Referred to Committee on Judiciary No. 2.

By Senator Peel: S. B. 442, a bill to amend General Statutes 106-402 as the same applies to the town of Robersonville, Martin County.

Referred to Committee on Finance.

By Senator Moore: S. B. 443, a bill relating to the meetings of the State Highway Commission.

Referred to Committee on Public Roads.

By Senator Shelton: S. B. 444, a bill to amend Chapter 223, Public Local Laws of 1937, relating to the compensation of the members of the board of education of Edgecombe County.

Referred to Committee on Salaries and Fees.

By Senator Shelton: S. B. 445, a bill to amend Chapter 756 of the Session Laws of 1957, relating to the compensation of the board of commissioners of Edgecombe County.

Referred to Committee on Salaries and Fees.

By Senator Shelton: S. B. 446, a bill to authorize the town council of the town of Tarboro to charge off unsecured personal property, poll and dog taxes which are ten or more years delinquent.

Referred to Committee on Finance.

By Senator Currie of Moore: S. B. 447, a bill to authorize the board of county commissioners of Moore County to fix the salary of the register of deeds and to fix the fees to be charged by the register of deeds and the compensation to be received by jurors in Moore County.

Referred to Committee on Salaries and Fees.

By Senator Andrews: S. B. 448, a bill to adopt the Uniform Act for simplification of fiduciary security transfers in North Carolina.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 372, a bill authorizing counties to adopt ordinances providing for the zoning and regulation of buildings and other structures and the use of land, other than for farming, in areas outside the zoning jurisdiction of municipalities.

Referred to Committee on Judiciary No. 1.

H. B. 374, a bill authorizing counties to regulate the subdivision of land in areas outside municipal subdivision-regulation jurisdiction.

Referred to Committee on Judiciary No. 1.

H. B. 689, a bill to amend General Statutes 105-228.5, relating to taxes upon insurance companies.

Referred to Committee on Finance.

H. B. 755, a bill to provide for registration of sanitarians for the protection of the public health.

Referred to Committee on State Government.

H. B. 804, a bill to amend General Statutes 153-9 so as to authorize the county commissioners in several named counties to assist financially the soil conservation services.

Referred to Committee on Agriculture.

H. B. 871, a bill to provide that the board of county commissioners shall fill vacancies in the board in certain counties.

Referred to Committee on Counties, Cities and Towns.

H. B. 904, a bill to amend Chapter 8, Public Local Laws of 1931, creating and establishing the Salisbury Rowan County Peace Officers' Protective Association.

Referred to Committee on Retirement, Employment Security.

H. B. 929, a bill to amend Article 53 of Chapter 14 of the General Statutes so as to include therein the sale of blank cartridge pistols.

Referred to Committee on Judiciary No. 1.

H. B. 954, a bill to provide for the payment of penalties and interest on all delinquent taxes in Franklin County into the General Fund.

Referred to Committee on Finance.

H. B. 1004, a bill to provide for the revaluation and reassessment of real and personal property in Stanly County for ad valorem tax purposes and to authorize the levy of a special tax to pay the expenses thereof.

Referred to Committee on Finance.

H. B. 1013, a bill to amend General Statutes 7-186, relating to the appointment of a recorder for the recorder's court of the town of Liberty, Randolph County.

Upon motion of Senator Morgan of Harnett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1034, a bill to amend General Statutes 18-99, relating to licenses for the sale of fortified wine in Guilford County.

Referred to Committee on Finance.

H. B. 1035, a bill to amend the charter of the town of Morganton, to be effective upon a vote of the people.

Referred to Committee on Counties, Cities and Towns.

H. B. 1044, a bill to authorize the city of Burlington to convey all its right, title, interest and estate in certain lands at private sale to B. E. Allred, his heirs and assigns.

Referred to Committee on Judiciary No. 2.

H. B. 1047, a bill to amend General Statutes 15-21, relating to criminal warrants issued from the city court of the city of Raleigh.

Referred to Committee on Judiciary No. 2.

H. B. 1049, a bill to fix limitations upon the authority of the board of commissioners of Pamlico County to levy certain special taxes and to authorize said board to levy a special limited tax for purposes of retirement and social security benefits for county employees.

Referred to Committee on Finance.

H. B. 1051, a bill to establish a law library in and for Pasquotank County.

Referred to Committee on Judiciary No. 1.

H. B. 1058, a bill to extend the corporate limits of the city of Asheville, subject to a referendum election.

Referred to Committee on Counties, Cities and Towns.

H. B. 1059, a bill to incorporate the town of Barnardsville in Buncombe County.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 426, a bill to provide for elections in the towns of Hazelwood and Waynesville on the question of consolidation of said towns and subject to said elections to provide a charter for the consolidated town, upon third readings.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—45.

The bill is ordered sent to the House of Representatives.

H. B. 771, a bill to incorporate the town of Trent Woods in Craven County, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—45.

The bill is ordered enrolled.

H. B. 927, a bill permitting Davie County to authorize bonds for school purposes in the maximum aggregate principal amount of one million seven hundred thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—45.

The bill is ordered enrolled.

H. B. 979, a bill amending Section 9, Chapter 4, Public Local Laws of 1937, so as to authorize the sinking fund commission for Buncombe County to receive, invest and account for any funds placed in a school capital reserve fund in Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 492, a bill to authorize counties to levy a special tax to defray expenses of mapping lands and discovering unlisted land, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleve-

land, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—45.

The bill is ordered enrolled.

H. B. 507, a bill to rewrite General Statutes 160-452 relating to the annexation of land by municipalities on petition by all owners of real property, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—45.

The bill is ordered enrolled.

H. B. 508, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons.

Upon motion of Senator Cooke, the vote by which the bill passed its third roll call reading, as amended, is reconsidered and upon his motion the vote by which the amendment offered by Senator Hamilton on yesterday was adopted is reconsidered.

Upon motion of Senator Hancock, action on the bill and amendment is postponed until Thursday, June 4, 1959.

H. B. 506, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons, upon second reading.

Senator Williamson offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 40, noes 2, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Henkel, Humber, Jolly, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow—40.

Those voting in the negative are: Senators Jordan, Whitley—2.

S. B. 94, a bill to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other articles so as to improve the administration of justice in North Carolina.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Currie of Durham, action on the bill is postponed until Thursday, June 4, 1959 and upon his motion is made Special Order No. 1 for Thursday.

H. B. 99, a bill to amend, alter and rewrite the Constitution of North Carolina.

Upon motion of Senator Currie of Durham, action on the bill is postponed until Thursday, June 4, 1959 and upon his motion is made Special Order No. 2 for Thursday.

S. B. 102, a bill to rewrite the Intestate Succession Laws of North Carolina.

Senator Medford offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon motion of Senator Williams, action on the third reading of the bill is postponed until Thursday, June 4, 1959.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

ONE HUNDRED THIRD DAY

SENATE CHAMBER,
Wednesday, June 3, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rabbi Harry N. Caplan of Temple Beth-Or of Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morgan of Harnett, the courtesies of the lobby are extended to Mrs. Malla Simpson of Pender County, and Patty Simpson, Linda Simpson and Lee Simpson are made honorary pages of the Senate.

Upon motion of Senator Frink, the courtesies of the floor are extended to former Senator Seavy Carroll of Cumberland County, and Virginia Carolyn Carroll, daughter of former Senator Carroll, is made an honorary page of the Senate.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 162, an act to provide for the systematic revaluation of property for ad valorem tax purposes.

S. B. 217, an act to amend Sections 90-131 and 90-132 of Chapter 90 of the General Statutes of North Carolina, relating to the licensing, regulation and practice of licensed doctors of osteopathy.

S. B. 302, an act amending certain Sections of Article 2, Chapter 106 of the General Statutes, relating to commercial fertilizers.

S. B. 303, an act to amend certain Sections of Article 26 of Chapter 106 of the General Statutes of North Carolina, relating to the inspection and purity of ice cream and other frozen food products, and also relating to the testing of milk and other dairy products.

S. B. 370, an act to amend Chapter 14 of the Private Laws of 1927 and Chapter 37 of the 1947 Session Laws of North Carolina, relating to the Charter of the Gastonia City Administrative School Unit.

S. B. 375, an act to extend the corporate limits of the town of Warsaw.

S. B. 378, an act relating to the issuance by the city of Durham of revenue refunding bonds and investment of certain proceeds of such bonds.

S. B. 438, an act authorizing the appointment of a jury commissioner for Beaufort County, to regulate the preparation of jury rolls and jury scrolls, and

to regulate the drawing of jury and grand jury panels in the Superior Court of Beaufort County.

H. B. 492, an act to authorize counties to levy a special tax to defray expenses of mapping lands and discovering unlisted land.

H. B. 507, an act to rewrite General Statutes 160-452, relating to the annexation of land by municipalities on petition by all owners of real property.

H. B. 584, an act to prohibit willful attendance of persons as spectators at a race or speed competition between motor vehicles, prearranged and conducted on a street or highway.

H. B. 587, an act to amend General Statutes 108-9 to prohibit the payment of welfare or public assistance funds for the care of occupants of nursing homes or homes for the aged or infirm owned or operated by members of public welfare and other boards or their relatives.

H. B. 707, an act to revise and consolidate the Charter of the Town of Castalia, North Carolina.

H. B. 723, an act to amend General Statutes 156-120, relating to easements and right-of-way belonging to drainage districts.

H. B. 771, an act to incorporate the town of Trent Woods in Craven County, North Carolina.

H. B. 789, an act to repeal Chapter 987, Session Laws of 1949, as amended by Chapter 888, Session Laws of 1953, relating to the funding of interest on bonds of the town of Columbus.

H. B. 822, an act to permit the city of Winston-Salem to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property.

H. B. 823, an act amending Chapter 296 of the Public Local Laws for the year 1939, permitting the Winston-Salem Employees' Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

H. B. 832, an act to fix the corporate limits of the town of Farmville in Pitt County.

H. B. 865, an act to amend Chapter 926 of the Session Laws of 1947, relating to the Charlotte Firemen's Retirement System.

H. B. 875, an act to amend General Statutes 153-9, relating to certain special tax levies so as to make the same applicable to Greene County.

H. B. 881, an act to validate tax levies and tax sales of the town of Aulander in Bertie County.

H. B. 882, an act to validate certain tax levies and tax sales of Bertie County.

H. B. 892, an act to incorporate the town of Cape Carteret, North Carolina.

H. B. 927, an act permitting Davie County to authorize bonds for school purposes in the maximum aggregate principal amount of one million seven hundred thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

H. B. 936, an act relating to trial of cases in Superior Court of Camden County.

H. B. 979, an act amending Section 9, Chapter 4, Public Local Laws of 1937, so as to authorize the sinking fund commission for Buncombe County to receive, invest and account for any funds placed in a school capital reserve fund in Buncombe County.

H. B. 1013, an act to amend General Statutes 7-186, relating to the appointment of a recorder for the recorder's court of the town of Liberty, Randolph County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Jolly, for the Committee on Local Government:

S. B. 422, a bill relating to the salaries of certain officials of Vance County, with a favorable report.

S. B. 424, a bill to provide for the appointment of a veterans' service officer in Yancey County and to fix his salary, and to provide that the register of deeds of Yancey County shall be paid a monthly salary of not less than seventy-five dollars for services as clerk to the board of county commissioners, with a favorable report.

S. B. 427, a bill to amend Chapter 438 of the Session Laws of 1957, relating to the governing body of the town of Long Beach in Brunswick County, with a favorable report.

H. B. 884, a bill authorizing any municipality having a municipal board of health to fix the method of appointment and terms of office of the members of said board of health, with a favorable report.

H. B. 935, a bill amending General Statutes 7-70, relating to the terms of Superior Court in Ashe County, with a favorable report.

H. B. 941, a bill to amend Article 3A of Chapter 69 of the General Statutes, relating to rural fire protection districts, with a favorable report.

H. B. 995, a bill to amend Chapter 293 of the Session Laws of 1957, relative to the planning and zoning powers of the city of Goldsboro, with a favorable report.

H. B. 996, a bill to provide for staggered terms for commissioners of the town of Rockingham in Richmond County, with a favorable report.

H. B. 997, a bill to amend Chapter 545, Public Local and Private Laws of 1939, relating to primary elections in the town of Rockingham in Richmond County, with a favorable report.

H. B. 998, a bill granting power and authority to the governing body of the town of Rockingham to provide by ordinance regulations for the use by vehicle of municipally owned off-street parking facilities, and of off-street publicly owned parks and grounds occupied by public buildings, the use by vehicles of privately owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances, with a favorable report.

H. B. 1018, a bill to make Part 3A of Article 18 of Chapter 160 of the General Statutes, relating to the regulation of the subdivision of land in and around municipalities, applicable to Scotland County, with a favorable report.

H. B. 1028, a bill to amend Section 2(b) of Chapter 737 of the 1955 Session Laws, relating to the joint construction of a public building by the city of High Point and Guilford County, with a favorable report.

H. B. 1029, a bill to amend Chapter 383 of the 1955 Session Laws, relating to the purchase of supplies, materials, equipment, and construction contracts by the city of High Point, with a favorable report.

H. B. 1030, a bill authorizing the city of High Point to sell or exchange personal property not exceeding \$2,500.00 in value at private or public sale without advertisement, with a favorable report.

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 420, a bill to provide for the election of the mayor and board of commissioners of the town of Lillington, with a favorable report.

S. B. 425, a bill to authorize the board of commissioners of New Hanover County to promulgate rules and regulations governing the use of firearms and explosives in thickly populated areas outside the corporate limits of cities and towns in New Hanover County, with a favorable report.

H. B. 369, a bill to amend General Statutes 153-9 so as to authorize counties to appoint a county building inspector, with a favorable report.

H. B. 674, a bill to provide for the removal of cattle remaining on Core Banks in Carteret County, with a favorable report.

H. B. 681, a bill requiring that certain documents accepted for probate in Onslow County be identified by the name of the draftsman, with a favorable report.

H. B. 845, a bill rewriting Section 4, Chapter 596, Session Laws of 1949, relating to the election of the mayor and commissioners of the town of Wallace, with a favorable report.

H. B. 871, a bill to provide that the board of county commissioners shall fill vacancies in the board in certain counties, with a favorable report, as amended.

H. B. 968, a bill authorizing O. B. McBroom, R. L. Whitfield and Mrs. Lois Newman, trustees of the Person County Community House, to convey fee simple title to a portion of the lot owned by the trustees to the Lester Blackwell Post of the American Legion and the remaining portion thereof to Person County, with a favorable report.

H. B. 974, a bill to create and establish the Henderson Firemen's Supplemental Retirement System for the classified firemen employees of the fire department of the city of Henderson, with a favorable report.

H. B. 981, a bill to amend the charter of the city of Raleigh, relating to protests by adjoining property owners against rezoning of property, with a favorable report.

H. B. 982, a bill to authorize the city of Raleigh to procure insurance on the lives and for the benefit of employees and to pay the insurance premiums for such insurance in whole or in part, with a favorable report.

H. B. 993, a bill to authorize appropriations by the boards of commissioners or town councils of the municipalities in Bertie County for industrial development and other purposes, with a favorable report.

H. B. 1059, a bill to incorporate the town of Barnardsville in Buncombe County, with a favorable report.

H. B. 1067, a bill to amend Chapter 36 of Private Laws of 1915, relative to the tenure of office of the mayor and board of aldermen of the town of West Jefferson, Ashe County, with a favorable report.

By Senator Cooke, for the Committee on State Government:

H. B. 33, a bill to create a State Department of Water Resources, with a favorable report.

H. B. 858, a bill to amend General Statutes 122-93, relating to the disposition of certain lands at Camp Butner, with a favorable report.

S. R. 415, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations to the Governor as to the necessity and advisability of a reorganization of the State government in the interest of more efficient and economical administration of the same, with a favorable report.

By Senator Kirkman, for the Committee on Finance:

S. B. 311, a bill to amend General Statutes 105-90, relating to privilege license tax for employment agencies so as to provide for a standard and uniform rate of taxation for such agencies, with an unfavorable report.

S. B. 382, a bill to authorize the board of county commissioners of Alexander County to submit to the qualified electors of said County the question of the issuance of bonds for the purpose of extending water and sewage facilities on a rental basis to communities and industries in said county, with a favorable report, as amended.

S. B. 419, a bill relating to the franchise tax on piped gas companies, with a favorable report.

S. B. 351, a bill to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State, with a favorable report, as amended.

S. B. 352, a bill to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies, with a favorable report, as amended.

S. B. 430, a bill authorizing the creation of the East Carolina Airport Authority as an agency or instrumentality of participating counties including Beaufort, Nash, Edgecombe, Greene, Lenoir, Pitt, Wayne, Wilson, Martin and Washington Counties, and any participating municipality, and authorizing such Authority to establish, own, maintain and operate an airport at the expense of said counties and said municipalities, with a favorable report.

S. B. 433, a bill amending Section 130-141 of the General Statutes empowering boards of county commissioners, upon agreement with sanitary district boards, to include in sanitary district tax levies an amount for expenses of levying and collecting such taxes, with a favorable report.

S. B. 432, a bill to amend General Statutes 130-124 and General Statutes 130-148, relating to the creation of sanitary districts and the annexation of territory thereto, with a favorable report.

By Senator Stikeleather, for the Committee on Education:

H. B. 1066, a bill to authorize boards of education to pledge non-tax revenues to the repayment of loans from the State Literary Fund, with a favorable report, as amended.

Upon motion of Senator Stikeleather, the bill is placed upon today's Calendar.

By Senator Frink, for the Committee on Insurance:

S. B. 306, a bill to amend General Statutes 20-310 to provide for actual notice of cancellation to be given to the insured where a motor vehicle liability insurance policy has been certified to the commissioner of motor vehicles, with an unfavorable report.

S. B. 335, a bill to amend Chapter 58 of the General Statutes, relating to public hearings on revision of insurance rates, with an unfavorable report.

S. B. 374, a bill to authorize the North Carolina State Ports Authority to purchase workmen's compensation insurance, with a favorable report.

S. R. 407, a joint resolution authorizing the appointment of a study commission by the Governor for the purpose of making a study of the marketability of fire, lightning, windstorm and extended coverage insurance by insurance companies doing business in North Carolina and reporting its findings and recommendations to the 1961 Session of the North Carolina General Assembly, with a favorable report.

H. B. 501, a bill amending General Statutes 97-99 so as to permit notice of cancellation of policies of workmen's compensation insurance to be given by certified mail as well as by registered mail, with a favorable report.

H. B. 623, a bill to amend General Statutes 58-63, relating to the schedule of fees charged by the commissioner of insurance, with a favorable report.

Upon motion of Senator Frink, the bill is re-referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hancock: S. B. 449, a bill to fix the compensation of the members of the board of education in Granville County.

Upon motion of Senator Hancock, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hancock: S. B. 450, a bill to amend Chapter 1145 of the Session Laws of 1951, relating to jail fees for the town of Creedmoor in Granville County.

Upon motion of Senator Hancock, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Frink: S. B. 451, a bill to rewrite General Statutes 76-13 so as to adjust and equalize pilotage rates and charges on the Cape Fear River.

Referred to Committee on Judiciary No. 1.

By Senator Frink: S. B. 452, a bill relating to the taking of shrimp in Brunswick and Pender Counties.

Upon motion of Senator Frink, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Blackburn: S. B. 453, a bill to amend Chapter 731 of the Session Laws of North Carolina of 1953, being the charter of the city of Henderson, and providing for the extension of the corporate boundaries.

Upon motion of Senator Blackburn, the bill is placed upon the Calendar for Thursday, June 4, 1959.

By Senator Kirkman: S. B. 454, a bill to amend Section 4, Chapter 779 of the 1955 Session Laws.

Upon motion of Senator Kirkman, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Kirkman: S. B. 455, a bill to authorize the city of High Point to promulgate ordinances requiring the owners of property to remove any weeds, undergrowth, debris, trash or other offensive matter or thing.

Upon motion of Senator Kirkman, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Morgan of Cleveland: S. B. 456, a bill providing for a referendum election in the city of Kings Mountain upon the question of adopting a city manager form of government, said election to be held at the discretion of the mayor and board of commissioners.

Referred to Committee on Local Government.

By Senator Bason: S. R. 457, a joint resolution honoring the memory of Cary Howard King.

Upon motion of Senator Bason, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Crew: S. B. 458, a bill providing the manner in which votes may be cast for group candidates in municipal elections held in Halifax County.

Referred to Committee on Judiciary No. 1.

By Senator Yow: S. B. 459, a bill to amend General Statutes 14-335, relating to punishment for public drunkenness in New Hanover County.

Referred to Committee on Judiciary No. 2.

By Senator Cooke: S. B. 460, a bill to amend General Statutes 20-38(bb), relating to licensing of special mobile equipment.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 407, a bill to amend General Statutes 20-217 to eliminate the requirement for a motor vehicle to stop for a school bus loading or unloading children when such bus is stopped in the opposite roadway of a divided highway.

Referred to Committee on Judiciary No. 1.

H. B. 604, a bill to amend Chapter 50 of the General Statutes of North Carolina to establish limited residence for military personnel.

Referred to Committee on Judiciary No. 1.

H. B. 631, a bill to provide for the investigation of offenses involving abandonment and non-support of children.

Referred to Committee on Judiciary No. 1.

H. B. 776, a bill to amend General Statutes 103-4 so as to designate November 11 as Veterans Day.

Referred to Committee on Veterans and Military Affairs.

H. B. 827, a bill amending General Statutes 115-6, General Statutes 115-230 and General Statutes 115-86 so as to make industrial education centers a part of the public school system and to provide that countywide current expense funds for operation of industrial education centers be allocated prior to apportionment among administrative units of the county.

Referred to Committee on Education.

H. B. 879, a bill to incorporate the town of Ocean Isle Beach in Brunswick County, State of North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 918, a bill creating a State of North Carolina Stadium Authority, to define and provide its purposes and duties, and to authorize it to issue self liquidat-

ing revenue bonds to finance the acquisition, construction, equipment, maintenance and operation of its facilities.

Referred to Committee on Finance.

H. B. 1153, a bill to authorize the board of commissioners of Gaston County to provide funds for the construction of library buildings in Stanley and Lowell.

Referred to Committee on Judiciary No. 1.

H. B. 958, a bill to amend General Statutes 20-118(j), relating to the gross weight of motor vehicles.

Referred to Committee on Public Roads.

H. B. 963, a bill amending the code of criminal procedure so as to provide that the defendant may appeal from a suspended sentence under the same rules as from any other judgment in a criminal case.

Referred to Committee on Judiciary No. 1.

H. B. 1016, a bill to amend General Statutes 35-40, relating to the membership of the Eugenics Board of North Carolina.

Referred to Committee on Judiciary No. 1.

H. B. 1021, a bill to amend General Statutes 7-64, relating to concurrent jurisdiction of Superior and Recorder's Courts in certain counties of this State.

Referred to Committee on Judiciary No. 1.

H. R. 1212, a joint resolution honoring the memory of Hinton Lee Joyner, formerly of Northampton County.

Upon motion of Senator Blackburn, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 506, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 43, noes 2, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Henkel, Humber, Jolly, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—43.

Those voting in the negative are: Senators Hancock, Jordan—2.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

S. B. 342, a bill amending General Statutes 113-257, relating to commercial trout fishing ponds, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins,

Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

H. B. 318, a bill amending and rewriting certain Sections of Chapter 139 of the General Statutes, relating to soil conservation districts so as to provide for the establishment of watershed improvement districts, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—46.

S. B. 104, a bill to rewrite the statutes on dissent from wills.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 219, a bill to provide for appointment of personal representatives for recipients of old age assistance, aid to dependent children, or aid to the permanently and totally disabled.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 234, a bill to authorize the department of motor vehicles to exercise a limited amount of discretion in suspending drivers' licenses of persons convicted of drunken driving.

The bill passes its second reading.

Upon objection of Senator Rutledge to its third reading, the bill remains upon the Calendar.

S. B. 359, a bill to amend Chapter 106 of the General Statutes of North Carolina by inserting a new Article therein pertaining to the further agricultural development of North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 404, a bill to amend General Statutes 78-4, relating to exempt transactions under the securities law.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 408, a bill to amend General Statutes 143-309, relating to judicial review of certain administrative agencies.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 416, a bill relating to the operation of the State Fair and the holding of expositions and other projects on the grounds thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 118, a bill to prohibit State employees and employees of cities, towns and other agencies and units of government from becoming members of trade unions or labor unions.

Senator Simpkins moves that the bill be re-referred to the Committee on Conservation and Development.

The motion fails to prevail.

Passes its second and third readings and is ordered enrolled.

H. B. 158, a bill to prohibit the use of profane or threatening language to any person over a telephone.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 393, a bill whereby the growers of Irish potatoes may regulate the grade and size of Irish potatoes entering interstate commerce.

Senator Peel offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 439, a bill to amend General Statutes 105-80, relating to the tax on dealers in pistols.

The substitute bill offered by the Committee is adopted.

Senator Crew offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 599, a bill to amend Chapter 1 of the General Statutes, relating to the dismissal of appeals to the Supreme Court.

Passes its second and third readings and is ordered enrolled.

H. B. 718, a bill to authorize the issuance of certificates to registered veterinarians of other States.

Passes its second and third readings and is ordered enrolled.

H. B. 734, a bill to amend Chapter 18 of the General Statutes to make unlawful the purchase of intoxicating beverages by persons under eighteen years of age, and to prohibit consumption on licensed premises of alcoholic liquors, the sale and possession of which is not authorized by law.

Passes its second and third readings and is ordered enrolled.

H. B. 839, a bill to appoint justices of the peace for the several counties of North Carolina.

Several Senators offer amendments which are adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

H. B. 1062, a bill to amend H. B. 91, relating to the National Guard and Militia of the State.

Passes its second and third readings and is ordered enrolled.

H. B. 1066, a bill to authorize boards of education to pledge non-tax revenues to the repayment of loans from the State Literary Fund.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment, by special messenger.

Upon motion of Senator Morgan of Cleveland, the Senate recesses to meet this afternoon at 3 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Wednesday, June 3, 1959.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor Luther E. Barnhardt.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 377, a bill to prohibit the sale of beer, wine and all other alcoholic beverages within two and one-half miles of the Glade Valley School, Incorporated, in Alleghany County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 388, a bill to increase the membership of the board of commissioners of Brunswick County from three to five members.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 409, a bill to amend the charter of the town of Fuquay Springs so as to provide different election dates for municipal officers and to provide four-year terms of office for town commissioners.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 434, a bill to amend Chapter 47 of the General Statutes, relating to the probate and recording of instruments by the clerk of Superior Court and register of deeds of Cabarrus County.

Upon motion of Senator Rutledge, the bill is re-referred to the Committee on Judiciary No. 2.

S. B. 435, a bill amending Chapter 324, Session Laws of 1955, so as to fix the fees to be charged by the sheriff of Wake County and the constables of the various townships in said county for serving civil summons.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 439, a bill to provide for county-wide nomination and election of county commissioners in Halifax County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 440, a bill relating to the appointment of deputy sheriffs and the fixing of their salaries in Halifax County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 758, a bill to amend General Statutes 7-70, relating to the terms of Superior Court to be held in Rutherford County.

Passes its second and third readings and is ordered enrolled.

H. B. 759, a bill to amend General Statutes 9-25 so as to provide the manner of drawing grand juries in Rutherford County.

Passes its second and third readings and is ordered enrolled.

H. B. 793, a bill to provide for the appointment and duties of a bailiff, or bailiffs, for the municipal court of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 798, a bill to amend General Statutes 9-25, relating to grand juries in Chatham County.

Passes its second and third readings and is ordered enrolled.

H. B. 831, a bill to amend Chapter 1095, Session Laws of 1947, relating to the mayor's court of the town of Franklinton in Franklin County.

Passes its second and third readings and is ordered enrolled.

H. B. 843, a bill to amend General Statutes 7-70, relating to the terms of the Superior Court in Transylvania County.

Passes its second and third readings and is ordered enrolled.

H. B. 844, a bill to amend General Statutes 9-4, relating to the number of jurors to be drawn in Transylvania County.

Passes its second and third readings and is ordered enrolled.

H. B. 859, a bill to amend General Statutes 9-25, relating to grand juries in Transylvania County.

Passes its second and third readings and is ordered enrolled.

H. B. 863, a bill to amend Chapter 76 of the Public Laws of 1929, relating to the grand and petit juries of Northampton County.

Passes its second and third readings and is ordered enrolled.

H. B. 878, a bill to amend Chapter 168 of Public Local Laws 1939, as amended by Chapter 292 of Public Local Laws 1941, as amended by Chapter 79, Session Laws of 1945, as amended by Chapter 1096, Session Laws of 1955, as amended by Chapter 455, Session Laws of 1957, relating to the Raleigh-Durham Airport.

Passes its second and third readings and is ordered enrolled.

H. B. 915, a bill to amend General Statutes 7-70, relating to terms of Superior Court in Davidson County.

Passes its second and third readings and is ordered enrolled.

H. B. 922, a bill relating to the punishment for public drunkenness in Beaufort County.

Passes its second and third readings and is ordered enrolled.

H. B. 924, a bill relating to the operation of motor boats and other craft on certain waters in Pender County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 978, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 994, a bill to amend General Statutes 118-7, relating to the disbursement of funds by trustees of the Firemen's Relief Fund of the city of Asheville in Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 1012, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Perquimans County.

Passes its second and third readings and is ordered enrolled.

H. B. 1050, a bill to amend General Statutes 7-70, relating to the terms of Superior Court of Pasquotank County.

Passes its second and third readings and is ordered enrolled.

H. B. 1060, a bill to amend Chapter 1109 of the Session Laws of 1957, relating to the issuance of warrants and receipts by justices of the peace in Craven County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Monroe, the Senate adjourns to meet tomorrow morning at 11 o'clock.

ONE HUNDRED FOURTH DAY

SENATE CHAMBER,
Thursday, June 4, 1959.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Reverend Jack Holt of the Baptist Church, Lillington, N. C.

Senator Currie of Moore, for the Committee on Journal, announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Kesler, the courtesies of the floor are extended to former Senator Nelson Woodson and the courtesies of the lobby are extended to Mrs. Woodson of Rowan County.

Upon motion of Senator Crew, the courtesies of the floor are extended to former Senator W. Lunsford Long of Halifax County.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1212, a joint resolution honoring the memory of Hinton Lee Joyner, formerly of Northampton County.

S. B. 53, an act to amend General Statutes 97-27 to provide for examination for injured employees to be paid for by employers or the industrial commission.

S. B. 244, an act to amend General Statutes 14-197, relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County.

S. B. 320, an act to authorize the qualified voters of the town of Mount Airy to determine whether or not alcoholic beverage control stores shall be established in said town and to prescribe the disposition of the net profits thereof.

S. B. 363, an act validating all acts of Alfonso F. Felton and C. W. Mayo as members of the Edgecombe County Board of Education taken prior to their qualification.

S. B. 380, an act to regulate and fix the salaries of the sheriff, register of deeds, and clerk of Superior Court of Lenoir County.

S. B. 381, an act to extend the planning and zoning powers of the town of Murfreesboro and its governing body to the territory beyond and surrounding the corporate limits of the town of Murfreesboro for a distance of one mile in all directions.

S. B. 385, an act to fix the salaries of the clerk of the Superior Court, sheriff, and register of deeds of Forsyth County, and to revise provisions with respect to the special trust fund created by Chapter 147, Session Laws of 1943, for said clerk of Superior Court's office.

S. B. 391, an act repealing Chapter 174, Public Laws of 1909, Chapter 135, Public Local Laws of 1911 and Chapter 495, Public Local Laws of 1927, relating to foxhunting in Chatham County.

S. B. 395, an act to amend Chapter 759 of the Session Laws of 1953, relating to the board of education of Union County.

S. B. 396, an act relating to terms for the board of county commissioners of Union County.

H. B. 118, an act to prohibit State employees and employees of cities, towns and other agencies and units of government from becoming members of trade unions or labor unions.

H. B. 599, an act to amend Chapter 1 of the General Statutes, relating to the dismissal of appeals to the Supreme Court.

H. B. 718, an act to authorize the issuance of certificates to registered veterinarians of other states.

H. B. 734, an act to amend Chapter 18 of the General Statutes to make unlawful the purchase of intoxicating beverages by persons under eighteen years of age, and to prohibit consumption on licensed premises of alcoholic liquors, the sale and possession of which is not authorized by law.

H. B. 758, an act to amend General Statutes 7-70, relating to the terms of Superior Court to be held in Rutherford County.

H. B. 759, an act to amend General Statutes 9-25 so as to provide the manner of drawing grand juries in Rutherford County.

H. B. 793, an act to provide for the appointment and duties of a bailiff, or bailiffs, for the municipal court of High Point.

H. B. 798, an act to amend General Statutes 9-25, relating to grand juries in Chatham County.

H. B. 831, an act to amend Chapter 1095, Session Laws of 1947, relating to the mayor's court of the town of Franklinton in Franklin County.

H. B. 843, an act to amend General Statutes 7-70, relating to the terms of the Superior Court in Transylvania County.

H. B. 844, an act to amend General Statutes 9-4, relating to the number of jurors to be drawn in Transylvania County.

H. B. 859, an act to amend General Statutes 9-25, relating to grand juries in Transylvania County.

H. B. 863, an act to amend Chapter 76 of the Public Laws of 1929, relating to the grand and petit juries of Northampton County.

H. B. 878, an act to amend Chapter 168 of Public Local Laws 1939, as amended by Chapter 292 of Public Local Laws 1941, as amended by Chapter 79, Session Laws of 1945, as amended by Chapter 1096, Session Laws of 1955, as amended by Chapter 455, Session Laws of 1957, relating to the Raleigh-Durham Airport.

H. B. 915, an act to amend General Statutes 7-70, relating to terms of Superior Court in Davidson County.

H. B. 922, an act relating to the punishment for public drunkenness in Beaufort County.

H. B. 978, an act to amend General Statutes 7-70, relating to the terms of Superior Court in Buncombe County.

H. B. 994, an act to amend General Statutes 118-7, relating to the disbursement of funds by trustees of the firemen's relief fund of the city of Asheville in Buncombe County.

H. B. 1012, an act to amend General Statutes 7-70, relating to the terms of Superior Court in Perquimans County.

H. B. 1050, an act to amend General Statutes 7-70, relating to the terms of Superior Court in Pasquotank County.

H. B. 1060, an act to amend Chapter 1109 of the Session Laws of 1957, relating to the issuance of warrants and receipts by justices of the peace in Craven County.

H. B. 1062, an act to amend H. B. 91, relating to the National Guard and Militia of the State.

H. B. 1066, an act to authorize boards of education to pledge non-tax revenue to the repayment of loans from the State Literary Fund.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

Senate Committee substitute for H. B. 439, a bill to amend General Statutes 105-80, relating to the tax on dealers in pistols.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kirkman, for the Committee on Finance:

S. R. 401, a joint resolution authorizing appointment of a commission to continue a study of the revenue structure of the State and to make its recommendations to the 1961 General Assembly, with a favorable report.

S. B. 446, a bill to authorize the town council of the town of Tarboro to charge off unsecured personal property, poll and dog taxes which are ten or more years delinquent, with a favorable report.

H. B. 711, a bill relating to the amassing of funds with which to erect a new jail for Lee County or to improve the existing jail of said county, with a favorable report.

H. B. 795, a bill to amend Article 2 of Chapter 87 of the General Statutes, relating to the State Board of Examiners of Plumbing and Heating Contractors to provide that operating surplus and examination fees shall be used to defray expenses of the board, with a favorable report.

H. B. 855, a bill authorizing payment for services of an accountant by Hyde County Drainage District No. 7, with a favorable report.

H. B. 894, a bill to amend the charter of the city of Hendersonville and General Statutes 160-402, as it applies to Hendersonville, so as to increase the limitation on the levy of taxes for general purposes to one dollar and sixty cents per one hundred dollars valuation, with a favorable report.

H. B. 897, a bill to extend the time for making quadrennial revaluation and reassessment of real property in Lee County, with a favorable report.

H. B. 939, a bill repealing Chapter 138, Public Laws of 1941, relating to firemen's relief fund, with a favorable report.

H. B. 952, a bill to authorize the County of Polk to erect and equip a new county building, and to issue bonds therefor, with a favorable report.

H. B. 954, a bill to provide for the payment of penalties and interest on all delinquent taxes in Franklin County into the General Fund, with a favorable report.

H. B. 956, a bill to provide the form of financial statements of the city of Charlotte required under the provisions of General Statutes 160-383, with a favorable report.

H. B. 992, a bill to authorize appropriations by the board of commissioners of Bertie County for industrial development and other purposes, with a favorable report.

H. B. 999, a bill to amend Chapter 185 of the Private Laws of 1929, relating to the maximum rate of tax to be levied by the board of commissioners of the town of Vanceboro in Craven County, with a favorable report.

H. B. 1004, a bill to provide for the revaluation and reassessment of real and personal property in Stanly County for ad valorem tax purposes and to authorize the levy of a special tax to pay the expenses thereof, with a favorable report.

H. B. 1019, a bill to authorize the board of county commissioners of Dare County to establish, maintain, develop and improve waterways in Dare County, with a favorable report.

H. B. 1023, a bill to authorize appropriations by the board of commissioners of Montgomery County for industrial development and other purposes, with a favorable report.

H. B. 1034, a bill to amend General Statutes 18-99, relating to licenses for the sale of fortified wine in Guilford County, with a favorable report.

H. B. 1037, a bill to provide that certain delinquent taxes be paid into the General Fund of Graham County, with a favorable report.

H. B. 1049, a bill to fix limitations upon the authority of the board of commissioners of Pamlico County to levy certain special taxes and to authorize said board to levy a special limited tax for purposes of retirement and social security benefits for county employees, with a favorable report.

H. B. 1056, a bill to authorize the Randolph Airport Commission to transfer its assets to the town of Asheboro for the purpose of establishing and maintaining a municipal airport, with a favorable report.

By Senator Yow, for the Committee on Counties, Cities and Towns:

H. B. 1000, a bill to permit the clerk of the Superior Court of Pitt County to deliver the records of a deceased justice of the peace of Pitt County, with a favorable report.

H. B. 1058, a bill to extend the corporate limits of the city of Asheville, subject to a referendum election, with a favorable report.

Upon motion of Senator Stikeleather, the bill is placed upon today's Calendar for its second roll call reading.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 383, a bill to amend Article 13, Chapter 20 of the General Statutes to require increased proof of financial responsibility as condition of registration of motor vehicles, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator Crew, the bill is placed upon the Calendar for Tuesday, June 9, 1959.

S. B. 448, a bill to adopt the Uniform Act for Simplification of Fiduciary Security Transfers in North Carolina, with a favorable report.

S. B. 451, a bill to rewrite General Statutes 76-13 so as to adjust and equalize pilotage rates and charges on the Cape Fear River, with a favorable report.

S. B. 458, a bill providing the manner in which votes may be cast for group candidates in municipal elections held in Halifax County, with a favorable report.

H. B. 826, a bill to amend Article I of Chapter 58 of the General Statutes defining as an insurance contract certain motor vehicle warranties, with a favorable report.

H. B. 1021, a bill to amend General Statutes 7-64, relating to concurrent jurisdiction of Superior and Recorder's Courts in certain counties of this State, with a favorable report.

H. B. 1051, a bill to establish a law library in and for Pasquotank County, with a favorable report.

H. B. 1153, a bill to authorize the board of commissioners of Gaston County to provide funds for the construction of library buildings in Stanley and Lowell, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 434, a bill to amend Chapter 47 of the General Statutes relating to the probate and recording of instruments by the clerk of Superior Court and register of deeds of Cabarrus County, with a favorable report, as amended.

S. B. 441, a bill to amend General Statutes 58-268, pertaining to fraternal, beneficiary orders, societies, or associations, with a favorable report.

S. B. 459, a bill to amend General Statutes 14-335, relating to punishment for public drunkenness in New Hanover County, with a favorable report.

H. B. 947, a bill to amend General Statutes 156-84, relating to letting of contracts for construction of drainage districts, with a favorable report.

Upon motion of Senator Medford, the bill is placed upon today's Calendar.

H. B. 948, a bill to amend General Statutes 156-73, relating to the notice of hearing upon final report for establishment of drainage districts, with a favorable report.

Upon motion of Senator Medford, the bill is placed upon today's Calendar.

H. B. 1044, a bill to authorize the city of Burlington to convey all its right, title, interest and estate in certain lands at private sale to B. E. Allred, his heirs and assigns, with a favorable report.

H. B. 1047, a bill to amend General Statutes 15-21, relating to criminal warrants issued from the city court of the city of Raleigh, with a favorable report.

H. R. 1113, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theatre of North Carolina, with a favorable report, as amended.

By Senator Copeland, for the Committee on Appropriations:

S. B. 14, a bill to make appropriations for the maintenance of the State's departments, bureaus, institutions and agencies, and for other purposes, with an unfavorable report as to bill, favorable report as to committee substitute bill.

By Senator Stikeleather, for the Committee on Education:

S. R. 412, a joint resolution providing for the appointment of a commission to study and report upon the pay of public school teachers based upon the ability of the individual teacher, and to study and report methods of improving curriculum in the public schools, with a favorable report, as amended.

H. B. 827, a bill amending General Statutes 115-6, General Statutes 115-230 and General Statutes 115-86 so as to make industrial education centers a part of the public school system and to provide that countywide current expense funds for operation of industrial education centers be allocated prior to apportionment among administrative units of the county, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Bell: S. B. 461, a bill to rewrite General Statutes 14-191, relating to the responsibility for enforcement of General Statutes 14-189, General Statutes 14-189.1 and General Statutes 14-190, dealing with obscene literature, indecent exposure and immoral shows.

Referred to Committee on Judiciary No. 1.

By Senators Humber, Forsyth, Lanier, Hamilton, Morgan of Harnett, Medford and Garriss: S. B. 462, a bill to establish annual awards for outstanding achievements by citizens of North Carolina.

Referred to Committee on Appropriations.

By Senator Henkel: S. B. 463, a bill to authorize Iredell County to zone certain lands adjacent to Cowans Ford Lake.

Upon motion of Senator Henkel, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Jordan: S. B. 464, a bill to amend Sections 4, 6, 12, 13 and 22 of Chapter 18 of the General Statutes, relating to the seizure and confiscation of liquor and equipment and materials and other property designed or intended for use in the manufacture or sale of liquor, transported or possessed in violation of law, and the seizure and confiscation of vehicles used in transporting such liquor and equipment and materials and other property designed or intended for use in the manufacture or sale of liquor, in violation of the law, and the sale or other disposition of all such liquor and property, and the arrest of the offender, so as to clarify the law with respect thereto, including the procedure for the sale and disposition thereof.

Referred to Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 342, a bill amending General Statutes 113-257 relating to commercial trout fishing ponds, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

The bill is ordered sent to the House of Representatives.

H. B. 318, a bill amending and rewriting certain Sections of Chapter 139 of the General Statutes, relating to soil conservation districts so as to provide for the establishment of watershed improvement districts, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

The bill is ordered enrolled.

H. B. 508, a bill providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons, upon third reading.

Senator Hamilton's amendment heretofore offered, which is reconsidered, fails of adoption.

The bill, as amended, passes its third reading by roll call vote, ayes 42, noes 2, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Frink, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Kesler, Kirkman, Lanier, Medford, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—42.

Those voting in the negative are: Senators Hancock, Jordan—2.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 871, a bill to provide that the board of county commissioners shall fill vacancies in the board in certain counties.

Upon motion of Senator Yow, the bill is re-referred to the Committee on Counties, Cities and Towns.

SPECIAL ORDER NO. ONE

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 94, a bill to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina, upon second reading.

Senator Yow offers an amendment which fails of adoption.

Senator Warren offers an amendment which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 40, noes 7, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren—40.

Those voting in the negative are: Senators Frink, Monroe, Morgan of Harnett, Whitley, Williams, Williamson, Yow—7.

Upon objection of Senator Yow to its third reading, the bill remains upon the Calendar.

SPECIAL ORDER NO. TWO

The hour having arrived for the consideration of Special Order No. 2, the President lays before the Senate Special Order No. 2, it being S. B. 99, a bill to amend, alter and rewrite the Constitution of North Carolina, upon second reading.

The amendments offered by the Committee are adopted.

Senator Currie of Durham offers several amendments which are adopted.

Senator Hamilton offers an amendment which fails of adoption.

Upon motion of Senator Morgan of Cleveland, the Senate recesses to meet this afternoon at 3:15 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Thursday, June 4, 1959.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor Luther E. Barnhardt.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Kirkman: S. B. 465, a bill relative to inventories of decedents' lock boxes.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 452, a bill to facilitate inter-governmental purchases.

Referred to Committee on Judiciary No. 1.

H. B. 453, a bill to amend General Statutes 160-59, relating to the disposal of property by cities and towns and to permit the disposal of property at private sale to other governmental units.

Referred to Committee on Counties, Cities and Towns.

H. B. 496, a bill to amend Chapter 122 of the General Statutes so as to provide for the Western Carolina Training School for mentally retarded children.

Referred to Committee on Mental Institutions.

H. B. 541, a bill to rewrite General Statutes 90-65 relating to the power of the board of pharmacy to suspend, revoke, or refuse to renew a pharmacist's license or a drug store permit.

Referred to Committee on Judiciary No. 2.

H. B. 542, a bill to rewrite General Statutes 90-75 relating to registration and permits of drug stores and pharmacies.

Referred to Committee on Judiciary No. 2.

H. B. 563, a bill to clarify and amend the Workmen's Compensation Act as it relates to the approval of attorneys' fees.

Referred to Committee on Judiciary No. 2.

H. B. 667, a bill to amend Article 4, Chapter 113 of the General Statutes to provide for recovering expenses incurred as a result of a fire started through negligence.

Referred to Committee on Judiciary No. 1.

H. B. 801, a bill to amend General Statutes 46-14 relating to judgments rendered in partition proceedings.

Referred to Committee on Judiciary No. 1.

H. B. 820, a bill to amend Chapter 135 of the General Statutes, relating to the Teachers' and State Employees' Retirement System, so as to permit retirement coverage of employees of certain licensing and examining boards.

Referred to Committee on Retirement, Employment Security.

H. B. 866, a bill relating to regulation of possession and sale of barbiturate drugs.

Referred to Committee on Judiciary No. 1.

H. B. 928, a bill to amend General Statutes 115-157 relating to pay of teachers on a twelve month basis upon individual teacher request rather than upon administrative unit request.

Referred to Committee on Education.

H. B. 931, a bill amending General Statutes 115-146 so as to provide that principals and teachers in the public schools may use reasonable force in the exercise of lawful authority.

Referred to Committee on Judiciary No. 2.

H. B. 964, a bill amending Article 20 of Chapter 15 of the General Statutes so as to require the solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a bill of particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated.

Referred to Committee on Judiciary No. 1.

H. R. 973, a joint resolution creating a Commission to study the public school education of exceptionally talented children.

Referred to Committee on Education.

H. B. 976, a bill to amend General Statutes 14-401.5 relating to the practice of phrenology in certain counties.

Referred to Committee on Judiciary No. 2.

H. B. 984, a bill relating to the compensation of the members of the board of commissioners of Moore County.

Referred to Committee on Salaries and Fees.

H. B. 1002, a bill to extend the jurisdiction of the recorder's court of the town of Bessemer City.

Referred to Committee on Counties, Cities and Towns.

H. B. 1005, a bill to amend Chapter 115 of the Private Laws of North Carolina Extra Session 1913 being the charter of the town of Clinton and relating to municipal elections.

Referred to Committee on Counties, Cities and Towns.

H. B. 1006, a bill to amend the charter of the town of Nashville in Nash County so as to extend the jurisdiction of the mayor and other judicial officers of the town to include all of the territory situated within two miles of the corporate limits of the said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 1010, a bill rewriting numbered Paragraph 15 of General Statutes 14-335, relating to the punishment for public drunkenness in Avery County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1020, a bill to amend General Statutes 135-20 so as to make clear the legislative intent that justices of the peace and township constables are not subject to social security coverage.

Referred to Committee on Judiciary No. 1.

H. B. 1038, a bill to amend Part 3A (subdivision) of Article 18 of the General Statutes relating to the regulation of the subdivision of land by municipalities so as to make the provisions thereof applicable to Transylvania County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1045, a bill to amend Chapter 715 of the Session Laws of 1953 relating to the annual appropriation by the board of commissioners of Wilson County for the maintenance of the Wilson County Law Library.

Referred to Committee on Counties, Cities and Towns.

H. B. 1046, a bill amending General Statutes 106-266.21 to require evidence of sale of milk below cost, rather than mere allegation thereof, in order to make prima facie case.

Referred to Committee on Judiciary No. 1.

H. B. 1052, a bill to provide for the removal of justices of the peace from office for certain causes.

Referred to Committee on Judiciary No. 1.

H. B. 1054, a bill to fix the compensation of the members of the Pasquotank County Board of Education.

Referred to Committee on Salaries and Fees.

H. B. 1055, a bill to amend Chapter 35 of the Session Laws of 1957 relating to the election of members of the board of education of the Asheboro City Administrative Unit.

Referred to Committee on Counties, Cities and Towns.

H. B. 1063, a bill amending General Statutes 160-346 relating to the salaries of the members of the city council and of the mayor of the city of Fayetteville.

Referred to Committee on Salaries and Fees.

H. B. 1068, a bill to amend Chapter 114 of the Session Laws of 1951 relating to salaries and other allowances of certain officials of Duplin County.

Referred to Committee on Salaries and Fees.

H. B. 1069, a bill to amend General Statutes 47-108.11 relating to validation of recorded instruments where seals have been omitted.

Referred to Committee on Judiciary No. 1.

H. B. 1075, a bill relating to the fees to be charged by the coroner of Watauga County.

Referred to Committee on Salaries and Fees.

H. B. 1084, a bill to amend sub-Section D of Section one hundred thirty-seventeen (130-17) (d) of the General Statutes of North Carolina relating to the publication of rules and regulations adopted, amended or altered by local boards of health.

Referred to Committee on Judiciary No. 1.

H. B. 1088, a bill placing the tax collector and treasurer of Mitchell County on a salary basis effective the first Monday in December, 1960.

Referred to Committee on Salaries and Fees.

H. B. 1090, a bill to amend Chapter 378 of the Session Laws of 1955 relating to the prepayment of taxes in Mecklenburg County and the city of Charlotte, so as to make the same applicable to the town of Cornelius.

Referred to Committee on Counties, Cities and Towns.

H. B. 1091, a bill to repeal Chapter 1034 of the Session Laws of 1953 relating to fishing in the waters of Bladen County during the nighttime.

Referred to Committee on Wildlife.

H. B. 1094, a bill to amend Chapter 47 of the General Statutes to provide for registration of a mortgage or deed of trust of a leasehold interest or other chattel real to be registered in the county where the land lies.

Referred to Committee on Judiciary No. 1.

H. B. 1096, a bill to regulate the payment of taxes in Mitchell County and to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

Referred to Committee on Finance.

H. B. 1099, a bill to amend General Statutes 7-70 relating to the terms of Superior Court of Catawba County.

Upon motion of Senator Henkel, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1101, a bill to amend Chapter 1278 of the Session Laws of 1957, relating to the election of the judges and solicitors of the municipal-county court of Guilford County.

Referred to Committee on Local Government.

H. B. 1106, a bill to amend General Statutes 163-175 relating to the marking of ballots in primary and general elections in the city of Washington in Beaufort County.

Referred to Committee on Local Government.

H. B. 1107, a bill to amend certain Sections of Articles 30 and 31, Chapter 7, of the General Statutes of North Carolina, relating to the establishment of general county courts as said Sections relate to Beaufort County.

Referred to Committee on Local Government.

H. B. 1108, a bill rewriting Section 1 of Chapter 479, Public Local Laws of 1917, and amending Chapter 273, Public Local Laws of 1937, as amended, so as to increase the terms of office of the members of the board of county commissioners and the tax collector of Buncumbe County from two to four years.

Referred to Committee on Local Government.

H. B. 1109, a bill to ratify the official acts of Cooper G. Grizzard, former clerk of the town of Farmville.

Referred to Committee on Counties, Cities and Towns.

H. B. 1110, a bill amending Section 3, Chapter 327, Private Laws of 1913, as amended, so as to provide for non-partisan primaries in the town of Hamlet.

Referred to Committee on Counties, Cities and Towns.

H. B. 1115, a bill authorizing the city of Charlotte to permit and authorize the erection of a building or buildings or other improvements which shall extend over Howells Arcade and certain alleyways in Charlotte, North Carolina.

Referred to Committee on Education.

H. B. 1124, a bill relating to the nomination of members of the Columbus County Board of Education and their terms of office.

Referred to Committee on Education.

H. B. 1125, a bill relating to the nomination of members of the board of education of the Whiteville City Administrative Unit and their terms of office.

Referred to Committee on Education.

H. B. 1126, a bill relating to the minutes of the meetings of the Franklin County Board of Education.

Referred to Committee on Education.

H. B. 1129, a bill to amend General Statutes 131-126.31 relating to petitions for formation of hospital districts.

Upon motion of Senator Peel, the bill is placed upon the Calendar for Friday, June 5, 1959.

H. B. 1131, a bill providing for changing the names of the several State hospitals and training schools.

Referred to Committee on Mental Institutions.

H. B. 1132, a bill to amend Section 6 of Chapter 1191 of the Session Laws of 1957 relating to the disposition of the net profits of Alcoholic Beverage Control Stores of the town of Clinton.

Referred to Committee on Counties, Cities and Towns.

H. B. 1134, a bill adopting official records of uncollected taxes for the years 1956 and 1957 for the county of Buncombe and the city of Asheville.

Referred to Committee on Local Government.

H. B. 1140, a bill extending the terms of office of the present members of the Durham County Board of Education and providing for the election of their successors by the qualified voters of the county.

Referred to Committee on Education.

H. B. 1145, a bill to regulate the compensation of the members of the board of aldermen of the city of Sanford.

Referred to Committee on Salaries and Fees.

H. B. 1146, a bill to amend Chapter 548 of the Session Laws of 1947, relating to the salary of officials in the town of Broadway in Lee County.

Referred to Committee on Salaries and Fees.

H. B. 1148, a bill to authorize the county commissioners of Cumberland County to fix the fees and commissions to be charged by the clerk of Superior Court, the sheriff and register of deeds of Cumberland County.

Referred to Committee on Salaries and Fees.

H. B. 1151, a bill authorizing the city of Rocky Mount to lease or grant easements in certain land that is not needed for municipal purposes.

Referred to Committee on Judiciary No. 2.

H. B. 1152, a bill to amend General Statutes 7-70 relating to the terms of Superior Court in Guilford County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1199, a bill to amend General Statutes 115-53 and authorize the Charlotte City School Administrative and the Mecklenburg County School Administrative Unit to select such negligent acts or torts and such officials and employees to be covered by liability insurance as the Charlotte City Board of Education may decide.

Referred to Committee on Judiciary No. 1.

H. B. 1206, a bill to amend Article 24 of sub-Chapter VI, Chapter 7 of the General Statutes relating to municipal recorder's courts so as to provide deputy or assistant clerks for such courts.

Upon motion of Senator Jordan, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1211, a bill to amend H. B. 71, ratified the 26th of March, 1959, relating to the fees of jurors in Swain County.

Referred to Committee on Salaries and Fees.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

SPECIAL ORDER NO. TWO

The hour having arrived for the consideration of the Special Order, the President lays before the Senate Special Order No. 2, it being S. B. 99, a bill to amend, alter and rewrite the Constitution of North Carolina, upon second reading.

Senator Currie offers an amendment which is adopted.

Senators Jolly and Frink offer an amendment.

Upon the adoption of the amendment, Senator Frink calls for the "ayes" and "noes."

The call is sustained.

The amendment is adopted by the following roll call vote, "ayes" 40, "noes" 7.

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Copeland, Crew, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—40.

Those voting in the negative are: Senators Bell, Cooke, Currie of Durham, Jordan, Kesler, Kirkman, Stikeleather—7.

The bill, as amended, passes its second reading by roll call vote, ayes 43, noes 2, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—43.

Those voting in the negative are: Senators Henkel, Whitley—2.

The following pair is announced: Senators Andrews "aye," Jordan "no."

Upon objection of Senator Yow to its third reading, the bill remains upon the Calendar.

S. B. 351, a bill to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State.

The amendments offered by the Committee, held to be material, are adopted, this constituting the first reading of the bill and the bill remains upon the Calendar for its second roll call reading.

Upon motion of Senator Copeland, the bill is made Special Order No. 1 for Friday, June 5, 1959.

S. B. 352, a bill to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies.

The amendments offered by the Committee, held to be material, are adopted, this constituting the first reading of the bill and the bill remains upon the Calendar for its second roll call reading.

Upon motion of Senator Copeland, the bill is made Special Order No. 2 for Friday, June 5, 1959.

S. B. 419, a bill relating to the franchise tax on piped gas companies, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 2, as follows:

Those voting in the affirmative are: Senators Alford, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—40.

Those voting in the negative are: Senators Lanier, Simpkins—2.

S. B. 430, a bill authorizing the creation of the East Carolina Airport Authority as an agency or instrumentality of participating counties including Beaufort,

Nash, Edgecombe, Greene, Lenoir, Pitt, Wayne, Wilson, Martin and Washington Counties, and any participating municipality, and authorizing such authority to establish, own, maintain and operate an airport at the expense of said counties and said municipalities, upon second reading.

The bill passes its second reading by roll call vote, ayes 23, noes 12, as follows:

Those voting in the affirmative are: Senators Cooke, Crew, Currie of Moore, Frink, Garrison, Garriss, Hancock, Humber, Jolly, Lackey, Medford, Mercer, Monroe, Morgan of Cleveland, Morgan of Harnett, Peel, Rutledge, Shelton, Stikeleather, Thomas, Williams, Williamson, Winslow—23.

Those voting in the negative are: Senators Alford, Bell, Blackburn, Copeland, Currie of Durham, Kesler, Lanier, Rose, Ross, Snow, Thomason, Whitley—12. S. B. 102, a bill to rewrite the Intestate Succession Laws of North Carolina.

The bill, as amended, passes its third reading and is ordered engrossed.

Upon motion of Senator Morgan of Cleveland, the Senate recesses to meet this evening at 8:30 o'clock.

EVENING SESSION

SENATE CHAMBER,
Thursday, June 4, 1959.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor Luther E. Barnhardt.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Medford: S. B. 466, a bill to exempt certain annuities from inclusion in the gross value of estates for inheritance tax purposes.

Referred to Committee on Finance.

By Senator Rutledge: S. B. 467, a bill to amend Chapter 716, Session Laws of 1947, and Chapter 665, Session Laws of 1955, relating to the nomination and election of mayor and members of the board of aldermen of the city of Concord in Cabarrus County.

Referred to Committee on Counties, Cities and Towns.

By Senator Jolly: S. B. 468, a bill to amend Article 9 of Chapter 66 of the General Statutes, relating to collection of accounts.

Referred to Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 382, a bill to authorize the board of county commissioners of Alexander County to submit to the qualified electors of said county the question of the issuance of bonds for the purpose of extending water and sewage facilities on a rental basis to communities and industries in said county, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 32, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Cooke, Copeland, Currie of Durham, Currie of Moore, Duncan, Forsyth, Garriss, Henkel, Jolly, Jordan, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomason, Williams, Williamson, Winslow, Yow—32.

S. B. 453, a bill to amend Chapter 731 of the Session Laws of North Carolina of 1953, being the charter of the city of Henderson, and providing for the extension of the corporate boundaries, upon second reading.

The bill passes its second reading by roll call vote, ayes 32, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Cooke, Copeland, Currie of Durham, Currie of Moore, Duncan, Forsyth, Garriss, Henkel, Jolly, Jordan, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomason, Williams, Williamson, Winslow, Yow—32.

H. B. 1058, a bill to extend the corporate limits of the city of Asheville, subject to a referendum election, upon second reading.

The bill passes its second reading by roll call vote, ayes 32, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Cooke, Copeland, Currie of Durham, Currie of Moore, Duncan, Forsyth, Garriss, Henkel, Jolly, Jordan, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomason, Williams, Williamson, Winslow, Yow—32.

H. B. 1059, a bill to incorporate the town of Barnardsville in Buncombe County, upon second reading.

The bill passes its second reading by roll call vote, ayes 32, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Cooke, Copeland, Currie of Durham, Currie of Moore, Duncan, Forsyth, Garriss, Henkel, Jolly, Jordan, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomason, Williams, Williamson, Winslow, Yow—32.

S. B. 420, a bill to provide for the election of the mayor and board of commissioners of the town of Lillington.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 424, a bill to provide for the appointment of a veterans service officer in Yancey County and to fix his salary, and to provide that the register of deeds of Yancey County shall be paid a monthly salary of not less than seventy-five dollars for services as clerk to the board of county commissioners.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 425, a bill to authorize the board of commissioners of New Hanover County to promulgate rules and regulations governing the use of firearms and explosives in thickly populated areas outside the corporate limits of cities and towns in New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 427, a bill to amend Chapter 438 of the Session Laws of 1957, relating to the governing body of the town of Long Beach in Brunswick County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 674, a bill to provide for the removal of cattle remaining on Core Banks in Carteret County.

Passes its second and third readings and is ordered enrolled.

H. B. 681, a bill requiring that certain documents accepted for probate in Onslow County be identified by the name of the draftsman.

Passes its second and third readings and is ordered enrolled.

H. B. 845, a bill rewriting Section 4, Chapter 596, Session Laws of 1949, relating to the election of the mayor and commissioners of the town of Wallace.

Passes its second and third readings and is ordered enrolled.

H. B. 935, a bill amending General Statutes 7-70, relating to the terms of Superior Court in Ashe County.

Passes its second and third readings and is ordered enrolled.

H. B. 968, a bill authorizing O. B. McBroom, R. L. Whitfield and Mrs. Lois Newman, trustees of the Person County Community House, to convey fee simple title to a portion of the lot owned by the trustees to the Lester Blackwell Post of the American Legion and the remaining portion thereof to Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 974, a bill to create and establish the Henderson Firemen's Supplemental Retirement System for the classified firemen employees of the Fire Department of the city of Henderson.

Passes its second and third readings and is ordered enrolled.

H. B. 981, a bill to amend the charter of the city of Raleigh, relating to protests by adjoining property owners against rezoning of property.

Passes its second and third readings and is ordered enrolled.

H. B. 982, a bill to authorize the city of Raleigh to procure insurance on the lives and for the benefit of employees and to pay the insurance premiums for such insurance in whole or in part.

Passes its second and third readings and is ordered enrolled.

H. B. 993, a bill to authorize appropriations by the boards of commissioners or town councils of the municipalities in Bertie County for industrial development and other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 995, a bill to amend Chapter 293 of the Session Laws of 1957, relative to the planning and zoning powers of the city of Goldsboro.

Passes its second and third readings and is ordered enrolled.

H. B. 996, a bill to provide for staggered terms for commissioners of the town of Rockingham in Richmond County.

Passes its second and third readings and is ordered enrolled.

H. B. 997, a bill to amend Chapter 545, Public Local and Private Laws of 1939, relating to primary elections in the town of Rockingham in Richmond County.

Passes its second and third readings and is ordered enrolled.

H. B. 998, a bill granting power and authority to the governing body of the town of Rockingham to provide by ordinance regulations for the use by vehicles of municipally owned off-street parking facilities, and of off-street publicly owned parks and grounds occupied by public buildings, the use by vehicles of privately owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

Passes its second and third readings and is ordered enrolled.

H. B. 1018, a bill to make Part 3A of Article 18 of Chapter 160 of the General Statutes, relating to the regulation of the subdivision of land in and around municipalities applicable to Scotland County.

Passes its second and third readings and is ordered enrolled.

H. B. 1028, a bill to amend Section 2(b) of Chapter 737 of the 1955 Session Laws, relating to the joint construction of a public building by the city of High Point and Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1029, a bill to amend Chapter 383 of the 1955 Session Laws, relating to the purchase of supplies, materials, equipment and construction contracts by the city of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 1030, a bill authorizing the city of High Point to sell or exchange personal property not exceeding \$2,500.00 in value at private or public sale without advertisement.

Passes its second and third readings and is ordered enrolled.

H. B. 1067, a bill to amend Chapter 36 of Private Laws of 1915 relative to the tenure of office of the mayor and board of aldermen of the town of West Jefferson, Ashe County.

Passes its second and third readings and is ordered enrolled.

S. B. 422, a bill relating to the salaries of certain officials of Vance County. Senator Blackburn offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 432, a bill to amend General Statutes 130-124 and General Statutes 130-148, relating to the creation of sanitary districts and the annexation of territory thereto, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Garriss, Henkel, Jolly, Jordan, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomason, Williams, Williamson, Winslow, Yow—34.

S. B. 433, a bill amending Section 130-141 of the General Statutes empowering boards of county commissioners, upon agreement with sanitary district boards, to include in sanitary district tax levies an amount for expenses of levying and collecting such taxes, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Garriss, Henkel, Jolly, Jordan, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomason, Williams, Williamson, Winslow, Yow—34.

H. B. 369, a bill to amend General Statutes 153-9 so as to authorize counties to appoint a county building inspector, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Garriss, Henkel, Jolly, Jordan, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Rose, Ross, Rutledge, Reavis, Shelton, Simpkins, Snow, Stikeleather, Thomason, Williams, Williamson, Winslow, Yow—34.

H. B. 941, a bill to amend Article 3A of Chapter 69 of the General Statutes, relating to rural fire protection districts, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Garriss, Henkel, Jolly, Jordan, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomason, Williams, Williamson, Winslow, Yow—34.

S. B. 234, a bill to authorize the Department of Motor Vehicles to exercise a limited amount of discretion in suspending drivers' licenses of persons convicted of drunken driving.

Senator Jordan moves that the bill be laid upon the Table.

The motion fails to prevail.

Passes its third reading and is ordered sent to the House of Representatives.

S. B. 374, a bill to authorize the North Carolina State Ports Authority to purchase Workmen's Compensation insurance.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 407, a joint resolution authorizing the appointment of a study commission by the Governor for the purpose of making a study of the marketability of fire, lightning, windstorm and extended coverage insurance by insurance companies doing business in North Carolina and reporting its findings and recommendations to the 1961 Session of the North Carolina General Assembly.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 415, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations to the Governor as to the necessity and advisability of a reorganization of the State government in the interest of more efficient and economical administration of the same.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 33, a bill to create a State Department of Water Resources.

Passes its second and third readings and is ordered enrolled.

H. B. 501, a bill amending General Statutes 97-99 so as to permit notice of cancellation of policies of Workmen's Compensation insurance to be given by certified mail as well as by registered mail.

Upon motion of Senator Lanier, action on the bill is postponed until Friday, June 5, 1959.

H. B. 846, a bill to amend General Statutes 2-53, relating to the payment of money for indigent children and persons non compos mentis.

Passes its second and third readings and is ordered enrolled.

H. B. 848, a bill to amend General Statutes 28-68, relating to the payment to the clerk of money owed to an intestate.

Passes its second and third readings and is ordered enrolled.

H. B. 849, a bill to amend Article 4 of Chapter 119 of the General Statutes, Replacement Volume of 1958, relating to safety regulations in the design, location, installation and operation of equipment and facilities for storing, handling, transporting and utilizing liquefied petroleum gas for fuel or heating purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 850, a bill to amend General Statutes 47-108.5 so as to validate certain deeds executed in other states where the seal was omitted.

Passes its second and third readings and is ordered enrolled.

H. B. 858, a bill to amend General Statutes 122-93, relating to the disposition of certain lands at Camp Butner.

Passes its second and third readings and is ordered enrolled.

H. B. 867, a bill to amend Article 9 of Chapter 44 of the General Statutes to require notice be given to perfect liens on money recovered for personal injuries.

Passes its second and third readings and is ordered enrolled.

H. B. 884, a bill authorizing any municipality having a municipal board of health to fix the method of appointment and terms of office of the members of said board of health.

Passes its second and third readings and is ordered enrolled.

H. R. 901, a joint resolution memorializing the Congress of the United States to extend education benefits to veterans of the Armed Forces who entered, or who enter, the service subsequent to February 1, 1955.

Passes its second and third readings and is ordered enrolled.

H. B. 947, a bill to amend General Statutes 156-84, relating to letting of contracts for construction of drainage districts.

Passes its second and third readings and is ordered enrolled.

H. B. 948, a bill to amend General Statutes 156-73, relating to the notice of hearing upon final report for establishment of drainage districts.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Forsyth, the Senate adjourns to meet tomorrow morning at 11 o'clock.

ONE HUNDRED FIFTH DAY

SENATE CHAMBER,

Friday, June 6, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mr. and Mrs. Albert Fields of Indiana.

Upon motion of Senator Williams, the courtesies of the lobby are extended to Crayon C. Efrd of Stanly County, and Crayon C. Efrd, Jr. is made an honorary page of the Senate.

Upon motion of Senator Frink, Stewart and Betsy Cordon of Wake County are made honorary pages of the Senate.

Upon motion of Senator Rutledge, H. B. 52, a bill to amend Chapter 122 of the General Statutes, relating to hospitals for the mentally disordered, is taken from the Committee on Public Health and re-referred to the Committee on Mental Institutions.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 457, a joint resolution honoring the memory of Cary Howard King.

S. B. 330, an act enabling the county of Vance and the city of Henderson to establish an airport authority for the maintenance of airport facilities for the citizens of Vance County.

S. B. 361, an act fixing the compensation of the chairman and members of the Pitt County Board of Education.

S. B. 452, an act relating to the taking of shrimp in Brunswick and Pender Counties.

H. B. 99, an act amending sub-Section (b) of General Statutes 55-67 so as to allow the voting, by an independent trustee appointed by the resident judge, of stock held in a fiduciary capacity.

H. B. 158, an act to prohibit the use of profane or threatening language to any person over a telephone.

H. B. 393, an act whereby the growers of Irish potatoes may regulate the grade and size of Irish potatoes entering interstate commerce.

H. B. 924, an act relating to the operation of motor boats and other craft on certain waters in Pender County.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 102, a bill to rewrite the Intestate Succession Laws of North Carolina.

S. B. 422, a bill relating to the salaries of certain officials of Vance County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 467, a bill to amend Chapter 716, Session Laws of 1947, and Chapter 665, Session Laws of 1955, relating to the nomination and election of mayor and members of the board of aldermen of the city of Concord in Cabarrus County, with a favorable report.

H. B. 453, a bill to amend General Statutes 160-59, relating to the disposal of property by cities and towns and to permit the disposal of property at private sale to other governmental units, with a favorable report.

H. B. 812, a bill to amend Section 126 of Chapter 160 of the General Statutes of North Carolina, relating to the issuing of building permits in the town of Whiteville, Columbus County, North Carolina, with a favorable report.

H. B. 813, a bill to permit the governing body of the town of Whiteville in Columbus County to establish reasonable rules relating to appeals to the board of adjustment, with a favorable report.

H. B. 814, a bill to authorize the governing body of the town of Whiteville to regulate by ordinance the deadline for filing for municipal offices, with a favorable report.

H. B. 815, a bill to amend Chapter 172 of the Session Laws of 1957, relating to the election of the governing body of the town of Whiteville in Columbus County, with a favorable report.

H. B. 816, a bill to provide for the Plan "D" method of city government for the town of Whiteville in Columbus County, with a favorable report.

H. B. 841, a bill to provide for increasing the number of county commissioners of Wake County from five to seven and relating to the election and terms of county commissioners in Wake County, with a favorable report.

H. B. 879, a bill to incorporate the town of Ocean Isle Beach in Brunswick County, State of North Carolina, with a favorable report.

H. B. 1002, a bill to extend the jurisdiction of the recorder's court of the town of Bessemer City, with an unfavorable report.

H. B. 1005, a bill to amend Chapter 115 of the Private Laws of North Carolina Extra Session 1913, being the charter of the town of Clinton and relating to municipal elections, with a favorable report.

H. B. 1006, a bill to amend the charter of the town of Nashville in Nash County so as to extend the jurisdiction of the mayor and other judicial officers of the town to include all of the territory situated within two miles of the corporate limits of the said town, with a favorable report.

H. B. 1010, a bill rewriting numbered paragraph 15 of General Statutes 14-335, relating to the punishment for public drunkenness in Avery County, with a favorable report.

H. B. 1035, a bill to amend the charter of the town of Morganton, to be effective upon a vote of the people, with a favorable report.

H. B. 1038, a bill to amend Part 3A (subdivision) of Article 18 of the General Statutes, relating to the regulation of the subdivision of land by municipalities so as to make the provisions thereof applicable to Transylvania County, with a favorable report.

H. B. 1045, a bill to amend Chapter 715 of the Session Laws of 1953, relating to the annual appropriation by the board of commissioners of Wilson County for the maintenance of the Wilson County Law Library, with a favorable report.

H. B. 1055, a bill to amend Chapter 35 of the Session Laws of 1957, relating to the election of members of the board of education of the Asheboro City Administrative Unit, with a favorable report.

H. B. 1090, a bill to amend Chapter 378 of the Session Laws of 1955, relating to the prepayment of taxes in Mecklenburg County and the city of Charlotte, so as to make the same applicable to the town of Cornelius, with a favorable report.

H. B. 1109, a bill to ratify the official acts of Cooper G. Grizzard, former clerk of the town of Farmville, with a favorable report.

H. B. 1110, a bill amending Section 3, Chapter 327, Private Laws of 1913, as amended, so as to provide for non-partisan primaries in the town of Hamlet, with a favorable report.

H. B. 1115, a bill authorizing the city of Charlotte to permit and authorize the erection of a building or buildings or other improvements which shall extend over Howells Arcade and certain alleyways in Charlotte, North Carolina, with a favorable report.

H. B. 1132, a bill to amend Section 6 of Chapter 1191 of the Session Laws of 1957, relating to the disposition of the net profits of alcoholic beverage control stores of the town of Clinton, with a favorable report.

H. B. 1151, a bill authorizing the city of Rocky Mount to lease or grant easements in certain land that is not needed for municipal purposes, with a favorable report.

H. B. 1152, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Guilford County, with a favorable report.

By Senator Williams, for the Committee on Election Laws and Senatorial Districts:

H. B. 237, a bill providing that absentee voting shall be inapplicable to the election of members of the General Assembly, county and township officials in Graham County; repealing the provisions of General Statutes 163-172, General Statutes 163-173 and General Statutes 163-174, except as to blind persons, so far as the same relate to the primary and general elections in Graham County; and providing that husband and wife may assist each other in preparation of their ballots, with a favorable report.

H. B. 811, a bill to establish the date for municipal elections in the town of Whiteville in Columbus County, with a favorable report.

H. B. 861, a bill to prescribe the filing fees of candidates for office of the city of Durham, with a favorable report, as amended.

H. B. 868, a bill to validate the municipal election of May 5, 1959, of the town of Maxton in Robeson County, with a favorable report.

H. B. 893, a bill to amend General Statutes 163-175, relating to single shot voting in Sampson County, with a favorable report, as amended.

H. B. 980, a bill to change the date for filing and for holding primary elections in the city of Raleigh, with a favorable report.

H. B. 1026, a bill to amend Chapter 391, Session Laws of 1955, relating to elections in the city of High Point, with a favorable report.

H. B. 1027, a bill to amend Chapter 107 of the Private Laws of 1931, relating to elections in the city of High Point, with a favorable report.

By Senator Kirkman, for the Committee on Finance:

H. B. 689, a bill to amend General Statutes 105-228.5, relating to taxes upon insurance companies, with a favorable report.

Upon motion of Senator Kirkman, the bill is re-referred to the Committee on Appropriations.

H. B. 690, a bill creating a firemen's pension fund, with a favorable report.

Upon motion of Senator Kirkman, the bill is re-referred to the Committee on Appropriations.

By Senator Kesler, for the Committee on Higher Education:

S. B. 390, a bill to strengthen the system of education in the institutions of higher learning in North Carolina, with a favorable report.

By Senator Jolly, for the Committee on Local Government:

S. B. 456, a bill providing for a referendum election in the city of Kings Mountain upon the question of adopting a city manager form of government, said election to be held at the discretion of the mayor and board of commissioners, with a favorable report.

H. B. 810, a bill to include the town of Whiteville within the provisions of Article 15 of Chapter 160 of the General Statutes, with a favorable report.

H. B. 1065, a bill relating to the election and term of office of the mayor and members of the board of commissioners of the town of Chadbourn in Columbus County, with a favorable report, as amended.

H. B. 1101, a bill to amend Chapter 1278 of the Session Laws of 1957, relating to the election of the judges and solicitors of the municipal-county court of Guilford, with a favorable report.

H. B. 1106, a bill to amend General Statutes 163-175, relating to the marking of ballots in primary and general elections in the city of Washington in Beaufort County, with a favorable report.

H. B. 1107, a bill to amend certain Sections of Articles 30 and 31, Chapter 7, of the General Statutes of North Carolina, relating to the establishment of general county courts as said Sections relate to Beaufort County, with a favorable report.

H. B. 1108, a bill rewriting Section 1 of Chapter 479, Public Local Laws of 1917, and amending Chapter 273, Public Local Laws of 1937, as amended, so as to increase the terms of office of the members of the board of county commissioners and the tax collector of Buncombe County from two to four years, with a favorable report.

H. B. 1134, a bill adopting official records of uncollected taxes for the years 1956 and 1957 for the county of Buncombe and the city of Asheville, with a favorable report.

By Senator Moore, for the Committee on Public Roads:

S. B. 431, a bill to authorize the appointment of counsel to defend employees of the State Highway Commission in civil suits growing out of alleged tort claims against such employees, with a favorable report.

S. B. 443, a bill relating to the meetings of the State Highway Commission, with a favorable report.

H. B. 958, a bill to amend General Statutes 20-118(j), relating to the gross weight of motor vehicles, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 1061, a bill to provide for fixing salaries and expense allowances of officers and employees of Craven County and its several departments, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Stikeleather: S. B. 469, a bill amending Chapter 930, Session Laws of 1953, and Chapter 607, Session Laws of 1957, relating to the appropriation of funds by the board of commissioners of Buncombe County to the chambers of commerce of the various municipalities in Buncombe County.

Referred to Committee on Appropriations.

By Senator Morgan of Cleveland: S. B. 470, a bill to provide for purchase of liability insurance coverage on all State-owned motor vehicles.

Referred to Committee on Appropriations.

By Senator Yow: S. B. 471, a bill amending Chapter 880, Session Laws of 1951, relating to the collection of proceeds from parking meter violations in the city of Wilmington.

Referred to Committee on Counties, Cities and Towns.

By Senator Blackburn: S. B. 472, a bill to establish a law library in Vance County.

The bill is placed upon the Calendar for Monday, June 8, 1959.

By Senator Humber: S. B. 473, a bill to validate all sidewalk, curb and gutter and street paving assessments by the town of Fountain in Pitt County.

Referred to Committee on Finance.

By Senator Forsyth: S. B. 474, a bill to authorize the State Highway Commission to establish the speed limit at 65 miles per hour on certain highways.

Referred to Committee on Public Roads.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 347, a bill amending certain sections of Article 9, Chapter 106 of the General Statutes, relating to commercial feeding stuffs.

Referred to Committee on Finance.

H. B. 662, a bill to amend the provisions of General Statutes 1-539.5, relating to jury trials in small claims actions by providing that the judges shall not file written findings of fact and conclusions of law unless requested.

Referred to Committee on Judiciary No. 1.

H. B. 902, a bill to amend General Statutes 58-44 to eliminate the requirement that bid bonds be countersigned by resident insurance agents.

Referred to Committee on Judiciary No. 1.

H. B. 913, a bill to authorize veterans' guardians and general guardians to deposit funds belonging to their wards in federally insured banks at interest.

Referred to Committee on Judiciary No. 1.

H. B. 988, a bill increasing the membership of the Davie County Board of Education to seven members and appointing E. C. Morris a member of said board.

Referred to Committee on Education.

H. B. 1017, a bill to regulate the purchase, owning and registration of firearms in McDowell County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1025, a bill authorizing the qualified voters of the town of Gibsonville to vote upon the establishment of liquor control stores in the town of Gibsonville.

Referred to Committee on Counties, Cities and Towns.

H. B. 1070, a bill amending Chapter 552 of the 1955 Session Laws of North Carolina to allow for the completion of sewage treatment plants under construction on July 1, 1959.

Referred to Committee on Counties, Cities and Towns.

H. B. 1077, a bill to authorize Burke County and the municipalities therein to expend funds so as to extend certain water, sewer, and electrical facilities to industrial site areas.

Referred to Committee on Finance.

H. B. 1080, a bill striking out the last sentence of the exception contained in Section 1, Chapter 205, Private Laws of 1929, and repealing all of Chapter 191, Private Laws of 1933 and all of Chapter 647, Session Laws of 1947, relating to the corporate limits of the city of Asheville.

Referred to Committee on Counties, Cities and Towns.

H. B. 1083, a bill to incorporate the town of Havelock, North Carolina, in Craven County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1093, a bill to amend General Statutes 136-19 and to add a new Article to Chapter 136 of the General Statutes, relating to condemnation procedure applicable to the State Highway Commission.

Referred to Committee on Public Roads.

H. B. 1116, a bill validating and confirming the appointment, election and qualifying of the mayor and the members of the board of commissioners and other officers of the town of Huntersville and all actions and proceedings taken by any such mayor, board or officer subsequent to the 1957 regular municipal election for said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 1133, a bill to amend the charter of the town of Yadkinville so as to extend the limits of the town.

Referred to Committee on Counties, Cities and Towns.

H. B. 1137, a bill amending Chapter 552, Session Laws of 1957, the same being the charter of the town of Jefferson, so as to extend the corporate limits of said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 1139, a bill to amend Chapter 334 of the Private Laws of 1907, relating to the corporate limits of the town of Garysburg.

Referred to Committee on Counties, Cities and Towns.

H. B. 1149, a bill to amend General Statutes 153-9 (47) to provide for the employment of the plumbing inspectors in Cumberland County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1165, a bill to permit certain emergency vehicles to use sirens and other special warning devices in certain counties.

Referred to Committee on Counties, Cities and Towns.

H. B. 1176, a bill to amend General Statutes 7-70 as the same relates to Person County, so as to designate the May term of Superior Court in Person County as a civil term.

Referred to Committee on Counties, Cities and Towns.

H. B. 1242, a bill to amend General Statutes 18-45, relating to the powers and duties of the city of Winston-Salem Alcoholic Beverage Control Board.

Referred to Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 382, a bill to authorize the board of county commissioners of Alexander County to submit to the qualified electors of said county the question of the issuance of bonds for the purpose of extending water and sewage facilities on a rental basis to communities and industries in said county, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Copeland, Crew, Currie of Durham, Currie of Moore, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

The bill is ordered engrossed.

S. B. 453, a bill to amend Chapter 731 of the Session Laws of North Carolina of 1953, being the charter of the city of Henderson, and providing for the extension of the corporate boundaries, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Copeland, Crew, Currie of Durham, Currie of Moore, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan

of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stike-leather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

The bill is ordered sent to the House of Representatives.

H. B. 1058, a bill to extend the corporate limits of the city of Asheville, subject to a referendum election, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Copeland, Crew, Currie of Durham, Currie of Moore, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stike-leather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

The bill is ordered enrolled.

H. B. 1059, a bill to incorporate the town of Barnardsville in Buncombe County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Copeland, Crew, Currie of Durham, Currie of Moore, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stike-leather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

The bill is ordered enrolled.

H. B. 711, a bill relating to the amassing of funds with which to erect a new jail for Lee County or to improve the existing jail of said county, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Copeland, Crew, Currie of Durham, Currie of Moore, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stike-leather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

H. B. 894, a bill to amend the charter of the city of Hendersonville and General Statutes 160-402, as it applies to Hendersonville, so as to increase the limitation on the levy of taxes for general purposes to one dollar and sixty cents per one hundred dollars valuation, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Copeland, Crew, Currie of Durham, Currie of Moore, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stike-leather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

H. B. 952, a bill to authorize the county of Polk to erect and equip a new county building, and to issue bonds therefor, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Copeland, Crew, Currie of Durham, Currie of Moore, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stike-leather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

H. B. 956, a bill to provide the form of financial statements of the city of Charlotte required under the provisions of General Statutes 160-383, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Copeland, Crew, Currie of Durham, Currie of Moore, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stike-leather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

H. B. 999, a bill to amend Chapter 185 of the Private Laws of 1929, relating to the maximum rate of tax to be levied by the board of commissioners of the town of Vanceboro in Craven County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Copeland, Crew, Currie of Durham, Currie of Moore, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stike-leather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

H. B. 1004, a bill to provide for the revaluation and reassessment of real and personal property in Stanly County for ad valorem tax purposes and to authorize the levy of a special tax to pay the expenses thereof, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Copeland, Crew, Currie of Durham, Currie of Moore, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stike-leather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

H. B. 1049, a bill to fix limitations upon the authority of the board of commissioners of Pamlico County to levy certain special taxes and to authorize said board to levy a special limited tax for purposes of retirement and social security benefits for county employees, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Copeland, Crew, Currie of Durham, Currie of Moore, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan

of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

H. B. 1051, a bill to establish a law library in and for Pasquotank County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Copeland, Crew, Currie of Durham, Currie of Moore, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—45.

SPECIAL ORDER NO. ONE

The hour having arrived for the consideration of Special Order No. 1, the President lays before the Senate Special Order No. 1, it being S. B. 351, a bill to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State, upon second reading.

Senator Shelton offers an amendment which fails of adoption.

The bill, as amended, passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—47.

SPECIAL ORDER NO. TWO

The hour having arrived for the consideration of Special Order No. 2, it being S. B. 352, a bill to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies, upon second reading.

Senator Williams offers an amendment which fails of adoption.

The bill, as amended, passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—44.

S. B. 99, a bill to amend, alter and rewrite the Constitution of North Carolina, upon third reading.

Senator Warren offers an amendment which is adopted.

Senators Jolly and Frink offer an amendment, which is adopted.

Senators Frink and Yow offer an amendment which fails of adoption.

The bill, as amended, passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—44.

The bill is ordered sent to the House of Representatives, without engrossment, by special messenger.

S. B. 94, a bill to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

Upon motion of Senator Currie of Durham, action on the bill is postponed until Wednesday, June 10, 1959, and is made a Special Order for the day.

S. B. 419, a bill relating to the franchise tax on piped gas companies.

Upon motion of Senator Kirkman, the bill is re-referred to the Committee on Finance.

S. B. 430, a bill authorizing the creation of the East Carolina Airport Authority as an agency or instrumentality of participating counties including Beaufort, Nash, Edgecombe, Greene, Lenoir, Pitt, Wayne, Wilson, Martin and Washington Counties, and any participating municipality, and authorizing such Authority to establish, own, maintain and operate an airport at the expense of said counties and said municipalities.

Upon motion of Senator Kirkman, action on the bill is postponed until Tuesday, June 9, 1959.

S. B. 432, a bill to amend General Statutes 130-124 and General Statutes 130-148, relating to the creation of sanitary districts and the annexation of territory upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—44.

The bill is ordered sent to the House of Representatives.

S. B. 433, a bill amending Section 130-141 of the General Statutes empowering boards of county commissioners, upon agreement with sanitary district boards, to include in sanitary district tax levies an amount for expenses of levying and collecting such taxes, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland,

Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—44.

The bill is ordered sent to the House of Representatives.

H. B. 369, a bill to amend General Statutes 153-9 so as to authorize counties to appoint a county building inspector.

Upon motion of Senator Forsyth, action on the bill is postponed until Monday, June 8, 1959.

H. B. 941, a bill to amend Article 3A of Chapter 69 of the General Statutes, relating to rural fire protection districts, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—44.

The bill is ordered enrolled.

S. B. 451, a bill to rewrite General Statutes 76-13 so as to adjust and equalize pilotage rates and charges on the Cape Fear River, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—44.

H. B. 795, a bill to amend Article 2 of Chapter 87 of the General Statutes, relating to the State Board of Examiners of Plumbing and Heating Contractors to provide that operating surplus and examination fees shall be used to defray expenses of the Board, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—44.

H. B. 1129, a bill to amend General Statutes 131-126.31, relating to petitions for formation of hospital districts, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—44.

H. B. 58, a bill amending sub-Section (b) of General Statutes 120-3.1, relating to travel allowances for members of the General Assembly.

Senator Rose offers an amendment which fails of adoption.

Senator Henkel offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 35, a bill to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building.

Senator Warren offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Henkel, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

ONE HUNDRED SIXTH DAY

SENATE CHAMBER,

Saturday, June 6, 1959.

The Senate meets pursuant to adjournment, and in the absence of Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lanier for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 446, a bill to authorize the town council of the town of Tarboro to charge off unsecured personal property, poll and dog taxes which are ten or more years delinquent.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 456, a bill providing for a referendum election in the city of Kings Mountain upon the question of adopting a city manager form of government, said election to be held at the discretion of the mayor and board of commissioners.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 458, a bill providing the manner in which votes may be cast for group candidates in municipal elections held in Halifax County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 459, a bill to amend General Statutes 14-335, relating to punishment for public drunkenness in New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 467, a bill to amend Chapter 716, Session Laws of 1947, and Chapter 665, Session Laws of 1955, relating to the nomination and election of mayor and members of the board of aldermen of the city of Concord in Cabarrus County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 237, a bill providing that absentee voting shall be inapplicable to the election of members of the General Assembly, county and township officials in Graham County; repealing the provisions of General Statutes 163-172, General Statutes 163-173 and General Statutes 163-174, except as to blind persons, so far as the same relate to the primary and general elections in Graham County; and providing that husband and wife may assist each other in preparation of their ballots.

Passes its second and third readings and is ordered enrolled.

H. B. 810, a bill to include the town of Whiteville within the provisions of Article 15 of Chapter 160 of the General Statutes.

Passes its second and third readings and is ordered enrolled.

H. B. 811, a bill to establish the date for municipal elections in the town of Whiteville in Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 812, a bill to amend Section 126 of Chapter 160 of the General Statutes of North Carolina, relating to the issuing of building permits in the town of Whiteville, Columbus County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 813, a bill to permit the governing body of the town of Whiteville in Columbus County to establish reasonable rules relating to appeals to the board of adjustment.

Passes its second and third readings and is ordered enrolled.

H. B. 814, a bill to authorize the governing body of the town of Whiteville to regulate by ordinance the deadline for filing for municipal officers.

Passes its second and third readings and is ordered enrolled.

H. B. 815, a bill to amend Chapter 172 of the Session Laws of 1957, relating to the election of the governing body of the town of Whiteville in Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 816, a bill to provide for Plan "D" method of city government for the town of Whiteville in Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 841, a bill to provide for increasing the number of county commissioners of Wake County from five to seven and relating to the election and terms of county commissioners in Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 855, a bill authorizing payment for services of an accountant by Hyde County Drainage District No. 7.

Passes its second and third readings and is ordered enrolled.

H. B. 861, a bill to prescribe the filing fees of candidates for office of the city of Durham.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 868, a bill to validate the municipal election of May 5, 1959, of the town of Maxton in Robeson County.

Passes its second and third readings and is ordered enrolled.

H. B. 893, a bill to amend General Statutes 163-175, relating to single shot voting in Sampson County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 897, a bill to extend the time for making quadrennial revaluation and reassessment of real property in Lee County.

Passes its second and third readings and is ordered enrolled.

H. B. 954, a bill to provide for the payment of penalties and interest on all delinquent taxes in Franklin County into the general fund.

Passes its second and third readings and is ordered enrolled.

H. B. 980, a bill to change the date for filing and for holding primary elections in the city of Raleigh.

Passes its second and third readings and is ordered enrolled.

H. B. 992, a bill to authorize appropriations by the board of commissioners of Bertie County for industrial development and other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 1000, a bill to permit the clerk of the Superior Court of Pitt County to deliver the records of a deceased justice of the peace of Pitt County.

Passes its second and third readings and is ordered enrolled.

H. B. 1005, a bill to amend Chapter 115 of the Private Laws of North Carolina Extra Session 1913, being the charter of the town of Clinton and relating to municipal elections.

Passes its second and third readings and is ordered enrolled.

H. B. 1006, a bill to amend the charter of the town of Nashville in Nash County so as to extend the jurisdiction of the mayor and other judicial officers of the town to include all of the territory situated within two miles of the corporate limits of the said town.

Passes its second and third readings and is ordered enrolled.

H. B. 1010, a bill rewriting numbered Paragraph 15 of General Statutes 14-335, relating to the punishment for public drunkenness in Avery County.

Passes its second and third readings and is ordered enrolled.

H. B. 1019, a bill to authorize the board of county commissioners of Dare County to establish, maintain, develop and improve waterways in Dare County.

Passes its second and third readings and is ordered enrolled.

H. B. 1023, a bill to authorize appropriations by the board of commissioners of Montgomery County for industrial development and other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 1026, a bill to amend Chapter 391, Session Laws of 1955, relating to elections in the city of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 1027, a bill to amend Chapter 107 of the Private Laws of 1931, relating to elections in the city of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 1035, a bill to amend the charter of the town of Morganton, to be effective upon a vote of the people.

Passes its second and third readings and is ordered enrolled.

H. B. 1037, a bill to provide that certain delinquent taxes be paid into the General Fund of Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 1038, a bill to amend Part 3A (subdivision) of Article 18 of the General Statutes, relating to the regulation of the subdivision of land by municipalities so as to make the provisions thereof applicable to Transylvania County.

Passes its second and third readings and is ordered enrolled.

H. B. 1044, a bill to authorize the city of Burlington to convey all its right, title, interest and estate in certain lands at private sale to B. E. Allred, his heirs and assigns.

Passes its second and third readings and is ordered enrolled.

H. B. 1045, a bill to amend Chapter 715 of the Session Laws of 1953, relating to the annual appropriation by the board of commissioners of Wilson County for the maintenance of the Wilson County Law Library.

Passes its second and third readings and is ordered enrolled.

H. B. 1047, a bill to amend General Statutes 15-21, relating to criminal warrants issued from the city court of the city of Raleigh.

Passes its second and third readings and is ordered enrolled.

H. B. 1055, a bill to amend Chapter 35 of the Session Laws of 1957, relating to the election of members of the board of education of the Asheboro City Administrative Unit.

Passes its second and third readings and is ordered enrolled.

H. B. 1061, a bill to provide for fixing salaries and expense allowances of officers and employees of Craven County and its several departments.

Passes its second and third readings and is ordered enrolled.

H. B. 1065, a bill relating to the election and term of office of the mayor and members of the board of commissioners of the town of Chadbourne in Columbus County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1090, a bill to amend Chapter 378 of the Session Laws of 1955, relating to the prepayment of taxes in Mecklenburg County and the city of Charlotte, so as to make the same applicable to the town of Cornelius.

Passes its second and third readings and is ordered enrolled.

H. B. 1101, a bill to amend Chapter 1278 of the Session Laws of 1957, relating to the election of the judges and solicitors of the municipal-county court of Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1106, a bill to amend General Statutes 163-175, relating to the marking of ballots in primary and general elections in the city of Washington in Beaufort County.

Passes its second and third readings and is ordered enrolled.

H. B. 1107, a bill to amend certain Sections of Articles 30 and 31, Chapter 7 of the General Statutes of North Carolina, relating to the establishment of general county courts as said Sections relate to Beaufort County.

Passes its second and third readings and is ordered enrolled.

H. B. 1108, a bill rewriting Section 1 of Chapter 479, Public Local Laws of 1917, and amending Chapter 273, Public Local Laws of 1937, as amended, so as to increase the terms of office of the members of the board of county commissioners and the tax collector of Buncombe County from two to four years.

Passes its second and third readings and is ordered enrolled.

H. B. 1109, a bill to ratify the official acts of Cooper G. Grizzard, former clerk of the town of Farmville.

Passes its second and third readings and is ordered enrolled.

H. B. 1110, a bill amending Section 3, Chapter 327, Private Laws of 1913, as amended, so as to provide for non-partisan primaries in the town of Hamlet.

Passes its second and third readings and is ordered enrolled.

H. B. 1115, a bill authorizing the city of Charlotte to permit and authorize the erection of a building or buildings or other improvements which shall extend over Howells Arcade and certain alleyways in Charlotte, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1132, a bill to amend Section 6 of Chapter 1191 of the Session Laws of 1957, relating to the disposition of the net profits of alcoholic beverage control stores of the town of Clinton.

Passes its second and third readings and is ordered enrolled.

H. B. 1134, a bill adopting official records of uncollected taxes for the years 1956 and 1957 for the county of Buncombe and the city of Asheville.

Passes its second and third readings and is ordered enrolled.

H. B. 1151, a bill authorizing the city of Rocky Mount to lease or grant easements on certain land that is not needed for municipal purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 1152, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1153, a bill to authorize the board of commissioners of Gaston County to provide funds for the construction of library buildings in Stanley and Lowell.

Passes its second and third readings and is ordered enrolled.

H. B. 1056, a bill to authorize the Randolph Airport Commission to transfer its assets to the town of Asheboro for the purpose of establishing and maintaining a municipal airport.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Lanier, the Senate adjourns to meet Monday evening at 8 o'clock.

ONE HUNDRED SEVENTH DAY

SENATE CHAMBER,
Monday, June 8, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The Chair appoints as honorary pages of the Senate Glenn and Mary Joe Dunn.

Upon motion of Senator Jolly, the courtesies of the lobby are extended to Mrs. Charles F. Blackburn, wife of Senator Blackburn of Vance County, and Charles Franklin Blackburn, Jr., son of Senator and Mrs. Blackburn, is made an honorary page of the Senate.

Upon motion of Senator Winslow, Ruth Overman of Perquimans County is made an honorary page of the Senate.

Upon motion of Senator Jordan, Ann, Leonard and Paul Morgan, daughter and sons of Committee Clerk Mrs. Mary Morgan of Wake County, are made honorary pages of the Senate.

Upon motion of Senator Cooke, H. B. 1002, a bill to extend the jurisdiction of the recorder's court of the town of Bessemer City, is taken from the Unfavorable Calendar and re-referred to the Committee on Courts and Judicial Districts.

Upon motion of Senator Reavis, H. B. 1133, a bill to amend the charter of the town of Yadkinville so as to extend the limits of the town, is taken from the Committee on Counties, Cities and Towns and placed upon today's Calendar.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives.

S. B. 382, a bill to authorize the board of county commissioners of Alexander County to submit to the qualified electors of said county the question of the issuance of bonds for the purpose of extending water and sewage facilities on a rental basis to communities and industries in said county.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kirkman, for the Committee on Finance:

S. B. 15, a bill to amend and supplement "The Revenue Act," being sub-Chapter 1 of Chapter 105 of the General Statutes, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 460, a bill to amend General Statutes 20-38(bb), relating to licensing of special mobile equipment, with a favorable report.

S. B. 473, a bill to validate all sidewalk, curb and gutter and street paving assessments by the town of Fountain in Pitt County, with a favorable report.

H. B. 623, a bill to amend General Statutes 58-63, relating to the schedule of fees charged by the Commissioner of Insurance, with a favorable report.

H. B. 909, a bill to aid in the collection of delinquent taxes in Henderson County and to authorize the board of commissioners of Henderson County to sell at private sale property acquired by tax foreclosures, with a favorable report, as amended.

H. B. 918, a bill creating a State of North Carolina Stadium Authority, to define and provide its purposes and duties, and to authorize it to issue self-liquidating revenue bonds to finance the acquisition, construction, equipment, maintenance and operation of its facilities, with a favorable report.

H. B. 926, a bill to establish a public law library for public officials, courts and others in Craven County, with a favorable report.

H. B. 1077, a bill to authorize Burke County and the municipalities therein to expend funds so as to extend certain water, sewer, and electrical facilities to industrial site areas, with a favorable report.

By Senator Morgan of Harnett, for the Committee on Propositions and Grievances:

S. B. 418, a bill to amend General Statutes 93-12, relating to examinations for certificates as certified public accountants, with an unfavorable report as to bill, favorable report as to committee substitute bill.

By Senator Moore, for the Committee on Public Roads:

H. B. 730, a bill to establish a prima facie rule of evidence as to the operation of motor vehicles speeding in excess of 80 miles per hour, with a favorable report.

Upon motion of Senator Moore, the bill is placed upon the Calendar for Wednesday, June 10, 1959.

H. B. 729, a bill to increase the penalty for operating a motor vehicle in excess of eighty miles per hour, with a favorable report.

Upon motion of Senator Moore, the bill is placed upon the Calendar for Wednesday, June 10, 1959.

H. B. 1093, a bill to amend General Statutes 136-19 and to add a new Article to Chapter 136 of the General Statutes, relating to condemnation procedure applicable to the State Highway Commission, with a favorable report, as amended.

By Senator Williams, for the Committee on Election Laws and Senatorial Districts:

H. B. 724, a bill to amend General Statutes 163-115 of the Election Laws so as to increase the amount received by registrars in furnishing lists of registered voters to applicants, with a favorable report.

H. B. 874, a bill amending General Statutes 160-45 so as to make the qualifications for voting in municipal elections conform to the provisions of Article 6, Section 2, of the State Constitution as amended, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 444, a bill to amend Chapter 223, Public Local Laws of 1937, relating to the compensation of the members of the board of education of Edgecombe County, with a favorable report.

S. B. 445, a bill to amend Chapter 756 of the Session Laws of 1957, relating to the compensation of the board of commissioners of Edgecombe County, with a favorable report.

S. B. 447, a bill to authorize the board of county commissioners of Moore County to fix the salary of the register of deeds and to fix the fees to be charged by the register of deeds and the compensation to be received by jurors in Moore County, with a favorable report.

H. B. 777, a bill to fix the compensation of certain elective officials in Pitt County, with a favorable report.

H. B. 792, a bill relating to the compensation of the sheriff, register of deeds, clerk of Superior Court, board of county commissioners, board of education and certain other employees of Randolph County, with a favorable report.

H. B. 946, a bill to fix the compensation of the mayor and members of the board of aldermen of the town of Stanley in Gaston County, with a favorable report.

H. B. 953, a bill authorizing the board of county commissioners of Henderson County to raise the salaries of certain county officials and employees as much as fifteen per cent for the period beginning July 1, 1959 and ending June 30, 1961, with a favorable report.

H. B. 955, a bill to fix the compensation of the mayor of the town of Candor in Montgomery County, with a favorable report.

H. B. 987, a bill fixing the compensation of various county officers of Davie County, with a favorable report.

H. B. 991, a bill to fix the compensation of certain officials of McDowell County, with a favorable report.

H. B. 1009, a bill fixing the compensation of the sheriff of Harnett County, with a favorable report.

H. B. 1031, a bill relating to the compensation and payment of actual necessary expenses of certain officials in Guilford County, with a favorable report.

H. B. 1146, a bill to amend Chapter 548 of the Session Laws of 1947, relating to the salary of officials in the town of Broadway in Lee County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Cooke: S. B. 475, a bill to amend H. B. 121, ratified May 8, 1959, so as to delay the application thereof to employees of laundries.

Referred to Committee on Manufacturing, Labor and Commerce.

By Senator Crew: S. B. 476, a bill to amend the charter of the town of Halifax in Halifax County.

Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 439, a bill to provide for county-wide nomination and election of county commissioners in Halifax County, for concurrence in the House amendment.

Upon motion of Senator Crew, the bill is placed upon the Calendar for Tuesday, June 9, 1959.

H. B. 627, a bill concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioners of Banks and investment by corporate fiduciaries of North Carolina in shares of such companies.

Referred to Committee on Banking.

H. B. 716, a bill rewriting General Statutes 120-6 so as to provide that the General Assembly shall convene on the first Wednesday after the first Monday in January next after the election of its members.

Referred to Committee on Judiciary No. 2.

H. B. 788, a bill to authorize the issuance of school building bonds and notes in behalf of the Wadesboro City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes.

Referred to Committee on Finance.

H. B. 803, a bill to amend General Statutes 28-173, relating to the application of amounts recovered in actions for wrongful death.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 1048, a bill to amend General Statutes 2-42, General Statutes 14-269 and Article 53 of Chapter 14 of the General Statutes, relating to the possession and sale of weapons.

Referred to Committee on Judiciary No. 1.

H. B. 1064, a bill to amend Article 13C of Chapter 131 of the General Statutes, relating to county hospital districts.

Referred to Committee on Finance.

H. B. 1086, a bill relating to the compensation of certain officials of Alamance County.

Referred to Committee on Salaries and Fees.

H. B. 1087, a bill to repeal Chapter 232 of the Public Local Laws of 1935, relating to the compensation of certain employees of Alamance County.

Referred to Committee on Salaries and Fees.

H. B. 1089, a bill to authorize the board of county commissioners of Mitchell County to levy a special tax for the purpose of supplementing retirement benefits of retired county officials and employees.

Referred to Committee on Finance.

H. B. 1105, a bill to authorize the board of county commissioners of Beaufort County to call a special election for the authorization of an industrial development tax for Beaufort County and to create and fix the powers of an industrial development commission for Beaufort County.

Upon motion of Senator Warren, the bill is placed upon the Calendar for Tuesday, June 9, 1959.

H. B. 1112, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Rowan County.

Referred to Committee on Judiciary No. 1.

H. B. 1119, a bill authorizing the board of county commissioners of Cabarrus County to place the clerk of the Superior Court and the register of deeds of said county on a salary basis.

Referred to Committee on Counties, Cities and Towns.

H. B. 1120, a bill making the practice of phrenology, palmistry, fortune telling or clairvoyance unlawful in Pitt County except as specified.

Referred to Committee on Judiciary No. 2.

H. B. 1121, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Johnston County.

Referred to Committee on Judiciary No. 2.

H. B. 1122, a bill to authorize the board of county commissioners of Rowan County to license and regulate all vehicles operated for hire in unincorporated cities and towns in said county.

Referred to Committee on Counties, Cities and Towns.

H. B. 1147, a bill providing the machinery for making and adopting school budgets of administrative school units and for the accounting of public school funds.

Referred to Committee on Appropriations.

H. B. 1155, a bill to authorize the board of county commissioners of Currituck County to appoint special county law enforcement officers.

Referred to Committee on Local Government.

H. B. 1156, a bill fixing the compensation of the sub-recorder of the Union County Recorder's Court.

Referred to Committee on Salaries and Fees.

H. B. 1158, a bill to provide for the exercise of the powers of police officers beyond the corporate limits of the town of Ahoskie in Hertford County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1159, a bill to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes, relating to false advertising as to going-out-of-business sales so as to make the same applicable to Alamance County.

Referred to Committee on Judiciary No. 1.

H. B. 1160, a bill to amend Section 7-186 of the General Statutes, relating to election of recorder or the municipal recorder's court in the town of Graham.
Referred to Committee on Counties, Cities and Towns.

H. B. 1168, a bill to amend Chapter 566, Session Laws of 1957, relating to the compensation of the judge and solicitor of the recorder's court of Rutherford County.

Referred to Committee on Salaries and Fees.

H. B. 1174, a bill to create a bird sanctuary within the territorial limits of Cove City, in Craven County.

Referred to Committee on Local Government.

H. B. 1175, a bill to authorize the city council of the city of Laurinburg to convey certain property to the Scotland County Memorial Library.

Referred to Committee on Local Government.

H. B. 1177, a bill to establish and fix the salaries of the mayor and members of the board of commissioners of the town of Mocksville.

Referred to Committee on Salaries and Fees.

H. B. 1178, a bill to transfer certain delinquent taxes in Montgomery County to the General Fund.

Referred to Committee on Counties, Cities and Towns.

H. B. 1182, a bill to fix the compensation of the chairman and members of the board of county commissioners of Cumberland County.

Referred to Committee on Salaries and Fees.

H. B. 1187, a bill to amend Chapter 336, Session Laws of 1955, which amends General Statutes 115-182, to allow justices of the peace of Brunswick County compensation for issuing warrants and fixing bond in cases in which the bond is forfeited.

Referred to Committee on Judiciary No. 1.

H. B. 1189, a bill fixing the salaries of certain public officials of Alamance County.

Referred to Committee on Salaries and Fees.

H. B. 1190, a bill to amend General Statutes 14-346.1 so as to make the same applicable to Alamance County.

Referred to Committee on Salaries and Fees.

H. B. 1192, a bill to amend Chapter 1334 of the Session Laws of 1955, relating to the regulation of the subdivision of land in and around municipalities, so as to make the same applicable to Rowan County.

Referred to Committee on Judiciary No. 1.

H. B. 1193, a bill amending Chapter 1288, Session Laws of 1955 and fixing the salaries of the judge and solicitor of the police court of the city of Asheville.

Referred to Committee on Salaries and Fees.

H. B. 1196, a bill to amend Chapter 404 of the Session Laws of North Carolina 1955, amending the charter of the town of Beaufort, relating to the first meeting of the board of commissioners following their election.

Referred to Committee on Local Government.

H. B. 1200, a bill to direct the disposition of delinquent taxes collected in behalf of Chowan County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1201, a bill to amend Chapter 7 of the General Statutes of North Carolina, relating to fees of justices of the peace in Chowan County.

Referred to Committee on Salaries and Fees.

H. B. 1202, a bill relating to the Jonhston County Peace Officers' Relief Association.

Referred to Committee on Counties, Cities and Towns.

H. B. 1203, a bill relating to the filing and recording of papers by the clerk of Superior Court and the register of deeds of Franklin County.

Referred to Committee on Judiciary No. 1.

H. B. 1205, a bill to fix the compensation of the members of the Elizabeth City City Board of Education.

Referred to Committee on Salaries and Fees.

H. B. 1208, a bill to amend Chapter 1160 of the Session Laws of 1953, as amended, as the same applies to Duplin County only.

Referred to Committee on Judiciary No. 1.

H. B. 1209, a bill to exempt Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957, relating to service of warrants in criminal actions.

Referred to Committee on Judiciary No. 1.

H. B. 1213, a bill to amend Chapter 1207 of the Session Laws of 1957, relating to the operation of juke boxes in Northampton County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1214, a bill relating to compensation of elective and appointive officials of Northampton County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1216, a bill to amend Chapter 1040 of the Session Laws of 1945 to make the provisions thereof applicable to Wake County.

Referred to Committee on Local Government.

H. B. 1218, a bill amending Chapter 655, Session Laws of 1951, as amended, relating to the commissions of the sheriff of Hyde County as tax collector.

Referred to Committee on Salaries and Fees.

H. B. 1220, a bill to authorize the board of county commissioners of Anson County to levy an additional industrial development tax subject to a referendum of the people.

Referred to Committee on Finance.

H. B. 1221, a bill to amend Article 36 of Chapter 7 of the General Statutes, relating to the county criminal court of Anson County.

Referred to Committee on Judiciary No. 1.

H. B. 1222, a bill to repeal Chapter 747 of the Session Laws of 1945, to provide for the appointment of the Anson County jailer, and to make provision for the operation of the Anson County jail.

Referred to Committee on Local Government.

H. B. 1224, a bill to amend General Statutes 153-9 so as to authorize the board of county commissioners of Lenoir County to appropriate funds to assist the volunteer fire department in the Wheat Swamp community of Lenoir County, if and when the same is organized.

Referred to Committee on Local Government.

H. B. 1225, a bill to amend General Statutes 152-5, relating to the fees of coroners in Polk County.

Referred to Committee on Salaries and Fees.

S. B. 196, a bill to amend Chapter 895 of the Session Laws of 1947, relating to the operation of carnivals in Franklin County, for concurrence in the House amendment.

Upon motion of Senator Jolly, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1254, a bill to amend Chapter 1054 of the Session Laws of 1955, relating to the enforcement of observance of migratory waterfowl shooting hours in Hyde County.

Upon motion of Senator Peel, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Monday, June 8, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 1034, entitled "a bill to amend General Statutes 18-99, relating to licenses for the sale of fortified wine in Guilford County."

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Kirkman, the bill is ordered returned to the House of Representatives, and upon his motion a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 711, a bill relating to the amassing of funds with which to erect a new jail for Lee County or to improve the existing jail of said county, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 894, a bill to amend the charter of the city of Hendersonville and General Statutes 160-402, as it applies to Hendersonville, so as to increase the limitation on the levy of taxes for general purposes to one dollar and sixty cents per one hundred dollars valuation, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 952, a bill to authorize the county of Polk to erect and equip a new county building, and to issue bonds therefor, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 956, a bill to provide the form of financial statements of the city of Charlotte required under the provisions of General Statutes 160-383, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 999, a bill to amend Chapter 185 of the Private Laws of 1929, relating to the maximum rate of tax to be levied by the board of commissioners of the town of Vanceboro in Craven County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 1004, a bill to provide for the revaluation and reassessment of real and personal property in Stanly County for ad valorem tax purposes and to authorize the levy of a special tax to pay the expenses thereof.

Upon motion of Senator Williams, action on the bill is postponed until Friday, June 12, 1959.

H. B. 1049, a bill to fix limitations upon the authority of the board of commissioners of Pamlico County to levy certain special taxes and to authorize said board to levy a special limited tax for purposes of retirement and social security benefits for county employees, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 1051, a bill to establish a law library in and for Pasquotank County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, For-syth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

S. B. 472, a bill to establish a law library in Vance County, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, For-syth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

H. B. 879, a bill to incorporate the town of Ocean Isle Beach in Brunswick County, State of North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, For-syth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

S. B. 434, a bill to amend Chapter 47 of the General Statutes, relating to the probate and recording of instruments by the clerk of Superior Court and register of deeds of Cabarrus County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered en-grossed.

H. B. 1133, a bill to amend the charter of the town of Yadkinville so as to extend the limits of the town.

Senator Reavis offers an amendment, held to be material, which is adopted, this constituting the first reading of the bill, and the bill, as amended, remains upon the Calendar for its second roll call reading.

S. B. 351, a bill to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, For-syth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore,

Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Winslow, Yow—46.

The bill is ordered engrossed.

S. B. 352, a bill to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Winslow, Yow—46.

The bill is ordered engrossed.

S. B. 451, a bill to rewrite General Statutes 76-13 so as to adjust and equalize pilotage rates and charges on the Cape Fear River, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Winslow, Yow—46.

The bill is ordered sent to the House of Representatives.

H. B. 369, a bill to amend General Statutes 153-9 so as to authorize counties to appoint a county building inspector, upon third reading.

The amendment offered by Senator Forsyth, held not to be material, is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Winslow, Yow—46.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 795, a bill to amend Article 2 of Chapter 87 of the General Statutes, relating to the State Board of Examiners of Plumbing and Heating Contractors to provide that operating surplus and examination fees shall be used to defray expenses of the Board, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore,

Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Winslow, Yow—46.

The bill is ordered enrolled.

H. B. 1129, a bill to amend General Statutes 131-126.31, relating to petitions for formation of hospital districts, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Winslow, Yow—46.

The bill is ordered enrolled.

S. B. 14, a bill to make appropriations for the maintenance of the State's departments, bureaus, institutions, and agencies, and for other purposes.

Upon motion of Senator Copeland, action on the bill is postponed until Wednesday, June 10, 1959.

S. B. 390, a bill to strengthen the system of education in the institutions of higher learning in North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 401, a joint resolution authorizing appointment of a commission to continue a study of the revenue structure of the State and to make its recommendations to the 1961 General Assembly.

Upon motion of Senator Henkel, the resolution is laid upon the Table.

S. R. 412, a joint resolution providing for the appointment of a commission to study and report upon the pay of public school teachers based upon the ability of the individual teacher, and to study and report methods of improving curriculum in the public schools.

The amendment offered by the Committee is adopted.

The resolution, as amended, passes its second and third readings and is ordered engrossed.

S. B. 431, a bill to authorize the appointment of counsel to defend employees of the State Highway Commission in civil suits growing out of alleged tort claims against such employees.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 441, a bill to amend General Statutes 58-268 pertaining to fraternal, beneficiary orders, societies, or associations.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 443, a bill relating to the meetings of the State Highway Commission.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 448, a bill to adopt the Uniform Act for simplification of fiduciary security transfers in North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 453, a bill to amend General Statutes 160-59, relating to the disposal of property by cities and towns and to permit the disposal of property at private sale to other governmental units.

Passes its second and third readings and is ordered enrolled.

H. B. 501, a bill amending General Statutes 97-99 so as to permit notice of cancellation of policies of Workmen's Compensation Insurance to be given by certified mail as well as by registered mail.

Passes its second and third readings and is ordered enrolled.

H. B. 826, a bill to amend Article I of Chapter 58 of the General Statutes defining as an insurance contract certain motor vehicle warranties.

Passes its second and third readings and is ordered enrolled.

H. B. 827, a bill amending General Statutes 115-6, General Statutes 115-230 and General Statutes 115-86, so as to make industrial education centers a part of the public school system and to provide that county-wide current expense funds for operation of industrial education centers be allocated prior to apportionment among administrative units of the county.

Upon motion of Senator Stikeleather, action on the bill is postponed until Tuesday, June 9, 1959.

H. B. 939, a bill repealing Chapter 138, Public Laws of 1941, relating to Firemen's Relief Fund.

Passes its second and third readings and is ordered enrolled.

H. B. 958, a bill to amend General Statutes 20-118(j), relating to the gross weight of motor vehicles.

Passes its second and third readings and is ordered enrolled.

H. B. 1021, a bill to amend General Statutes 7-64, relating to concurrent jurisdiction of Superior and Recorder's Courts in certain counties of this State.

Passes its second and third readings and is ordered enrolled.

H. R. 1113, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theatre of North Carolina.

The amendments offered by the Committee are adopted.

Upon motion of Senator Peel, action on the bill is postponed until Tuesday, June 9, 1959.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

ONE HUNDRED EIGHTH DAY

SENATE CHAMBER,

Tuesday, June 9, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. J. Paul Edwards of the Methodist Church, Troy, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Garriss, the courtesies of the lobby are extended to Mrs. Edwards of Montgomery County and John and Beth Edwards are made honorary pages of the Senate.

Upon motion of Senator Lanier, Mrs. Bessie Staley Cheatham of Washington, D. C., is made an honorary page of the Senate.

Upon motion of Senator Currie of Durham, H. B. 1242, a bill to amend General Statutes 18-45 relating to the powers and duties of the city of Winston-Salem Alcoholic Beverage Control Board, is taken from the Committee on Counties, Cities and Towns and placed upon the Calendar.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 901, a joint resolution memorializing the Congress of the United States to extend education benefits to veterans of the armed forces who entered or who enter the service subsequent to February 1, 1955.

S. B. 377, an act to prohibit the sale of beer, wine and all other alcoholic beverages within two and one-half miles of the Glade Valley School, Incorporated, in Alleghany County.

S. B. 388, an act to increase the membership of the board of commissioners of Brunswick County from three to five members.

S. B. 409, an act to amend the charter of the town of Fuquay Springs so as to provide different election dates for municipal officers and to provide four-year terms of offices for town commissioners.

S. B. 435, an act amending Chapter 324, Session Laws of 1955, so as to fix the fees to be charged by the sheriff of Wake County and the constables of the various townships in said county for serving civil summons.

S. B. 449, an act to fix the compensation of the members of the board of education in Granville County.

S. B. 450, an act to amend Chapter 1145 of the Session Laws of 1951 relating to jail fees for the town of Creedmoor in Granville County.

S. B. 455, an act to authorize the city of High Point to promulgate ordinances requiring the owners of property to remove any weeds, undergrowth, debris, trash or other offensive matter or thing.

H. B. 33, an act to create a State Department of Water Resources.

H. B. 237, an act providing that absentee voting shall be inapplicable to the election of members of the General Assembly, county and township officials in Graham County; repealing the provisions of General Statutes 163-172, General Statutes 163-173 and General Statutes 163-174, except as to blind persons, so far as the same relate to primary and general elections in Graham County; and providing that husband and wife may assist each other in preparation of their ballots.

H. B. 318, an act amending and rewriting certain Sections of Chapter 139 of the General Statutes relating to soil conservation districts so as to provide for the establishment of watershed improvement districts.

H. B. 674, an act to provide for the removal of cattle remaining on Core Banks in Carteret County.

H. B. 681, an act requiring that certain documents accepted for probate in Onslow County be identified by the name of the draftsman.

H. B. 810, an act to include the town of Whiteville within the provisions of Article 15 of Chapter 160 of the General Statutes.

H. B. 811, an act to establish the date for municipal elections in the town of Whiteville in Columbus County.

H. B. 812, an act to amend Section 126 of Chapter 160 of the General Statutes of North Carolina relating to the issuing of building permits in the town of Whiteville, Columbus County, North Carolina.

H. B. 813, an act to permit the governing body of the town of Whiteville in Columbus County to establish reasonable rules relating to appeals to the board of adjustment.

H. B. 814, an act to authorize the governing body of the town of Whiteville to regulate by ordinance the deadline for filing for municipal offices.

H. B. 815, an act to amend Chapter 172 of the Session Laws of 1957 relating to the election of the governing body of the town of Whiteville in Columbus County.

H. B. 816, an act to provide for the Plan "D" method of city government for the town of Whiteville in Columbus County.

H. B. 839, an act to appoint justices of the peace for the several counties of North Carolina.

H. B. 841, an act to provide for increasing the number of county commissioners of Wake County from five to seven and relating to the election and terms of county commissioners in Wake County.

H. B. 845, an act rewriting Section 4, Chapter 596, Session Laws of 1949, relating to the election of the mayor and commissioners of the town of Wallace.

H. B. 846, an act to amend General Statutes 2-53 relating to the payment of money for indigent children and persons non compos mentis.

H. B. 848, an act to amend General Statutes 28-68 relating to the payment to the clerk of money owed to an intestate.

H. B. 849, an act to amend Article 4 of Chapter 119 of the General Statutes, Replacement Volume of 1958, relating to safety regulations in the design, location, installation and operation of equipment and facilities for storing, handling, and transporting and utilizing liquefied petroleum gas for fuel or heating purposes.

H. B. 850, an act to amend General Statutes 47-108.5 so as to validate certain deeds executed in other states where the seal was omitted.

H. B. 855, an act authorizing payment for services of an accountant by Hyde County Drainage District No. 7.

H. B. 858, an act to amend General Statutes 122-93 relating to the disposition of certain lands at Camp Butner.

H. B. 867, an act to amend Article 9 of Chapter 44 of the General Statutes to require notice be given to perfect liens on money recovered for personal injuries.

H. B. 868, an act to validate the municipal election of May 5, 1959, of the town of Maxton in Robeson County.

H. B. 884, an act authorizing any municipality having a municipal board of health to fix the method of appointment and terms of office of the members of said board of health.

H. B. 897, an act to extend the time for making quadrennial revaluation and reassessment of real property in Lee County.

H. B. 935, an act amending General Statutes 7-70 relating to the terms of Superior Court in Ashe County.

H. B. 941, an act to amend Article 3A of Chapter 69 of the General Statutes relating to rural fire protection districts.

H. B. 947, an act to amend General Statutes 156-84 relating to letting of contracts for construction of drainage districts.

H. B. 948, an act to amend General Statutes 156-73 relating to the notice of hearing upon final report for establishment of drainage districts.

H. B. 954, an act to provide for the payment of penalties and interest on all delinquent taxes in Franklin County into the general fund.

H. B. 968, an act authorizing O. B. McBroom, R. L. Whitfield and Mrs. Lois Newman, trustees of the Person County Community House, to convey fee simple title to a portion of the lot owned by the trustees to the Lester Blackwell Post of the American Legion and the remaining portion thereof to Person County.

H. B. 974, an act to create and establish the Henderson Firemen's Supplemental Retirement System for the classified firemen employees of the fire department of the city of Henderson.

H. B. 980, an act to change the date for filing and for holding primary elections in the city of Raleigh.

H. B. 981, an act to amend the charter of the city of Raleigh relating to protests by adjoining property owners against rezoning of property.

H. B. 982, an act to authorize the city of Raleigh to procure insurance on the lives and for the benefit of employees and to pay the insurance premiums for such insurance in whole or in part.

H. B. 992, an act to authorize appropriations by the board of commissioners of Bertie County for industrial development and other purposes.

H. B. 993, an act to authorize appropriations by the boards of commissioners or town councils of the municipalities in Bertie County for industrial development and other purposes.

H. B. 995, an act to amend Chapter 293 of the Session Laws of 1957 relative to the planning and zoning powers of the city of Goldsboro.

H. B. 996, an act to provide for staggered terms for commissioners of the town of Rockingham in Richmond County.

H. B. 997, an act to amend Chapter 545, Public Local and Private Laws of 1939 relating to primary elections in the town of Rockingham in Richmond County.

H. B. 998, an act granting power and authority to the governing body of the town of Rockingham to provide by ordinance regulations for the use by vehicles of municipally owned off-street parking facilities, and of off-street publicly owned parks and grounds occupied by public buildings, the use by vehicles of privately owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

H. B. 1000, an act to permit the clerk of the Superior Court of Pitt County to deliver the records of a deceased justice of the peace of Pitt County.

H. B. 1005, an act to amend Chapter 115 of the Private Laws of North Carolina Extra Session 1913 being the charter of the town of Clinton and relating to municipal elections.

H. B. 1006, an act to amend the charter of the town of Nashville in Nash County so as to extend the jurisdiction of the mayor and other judicial officers of the town to include all of the territory situated within two miles of the corporate limits of the said town.

H. B. 1010, an act rewriting numbered Paragraph 15 of General Statutes 14-335 relating to the punishment for public drunkenness in Avery County.

H. B. 1018, an act to make Part 3A of Article 18 of Chapter 160 of the General Statutes relating to the regulation of the subdivision of land in and around municipalities applicable to Scotland County.

H. B. 1019, an act to authorize the board of county commissioners of Dare County to establish, maintain, develop and improve waterways in Dare County.

H. B. 1023, an act to authorize appropriations by the board of commissioners of Montgomery County for industrial development and other purposes.

H. B. 1026, an act to amend Chapter 391 Session Laws of 1955 relating to elections in the city of High Point.

H. B. 1027, an act to amend Chapter 107 of the Private Laws of 1931, relating to elections in the city of High Point.

H. B. 1028, an act to amend Section 2(b) of Chapter 737 of the 1955 Session Laws relating to the joint construction of a public building by the city of High Point and Guilford County.

H. B. 1029, an act to amend Chapter 383 of the 1955 Session Laws, relating to the purchase of supplies, materials, equipment, and construction contracts by the city of High Point.

H. B. 1030, an act authorizing the city of High Point to sell or exchange personal property not exceeding \$2,500.00 in value at private or public sale without advertisement.

H. B. 1035, an act to amend the charter of the town of Morganton, to be effective upon a vote of the people.

H. B. 1037, an act to provide that certain delinquent taxes be paid into the general fund of Graham County.

H. B. 1038, an act to amend Part 3A (subdivisions) of Article 18 of the General Statutes relating to the regulation of the subdivision of land by municipalities so as to make the provisions thereof applicable to Transylvania County.

H. B. 1044, an act to authorize the city of Burlington to convey all its right, title, interest and estate in certain lands at private sale to B. E. Allred, his heirs and assigns.

H. B. 1045, an act to amend Chapter 715 of the Session Laws of 1953 relating to the annual appropriation by the board of commissioners of Wilson County for the maintenance of the Wilson County Law Library.

H. B. 1047, an act to amend General Statutes 15-21 relating to criminal warrants issued from the city court of the city of Raleigh.

H. B. 1055, an act to amend Chapter 35 of the Session Laws of 1957 relating to the election of members of the board of education of the Asheboro City Administrative Unit.

H. B. 1056, an act to authorize the Randolph Airport Commission to transfer its assets to the town of Asheboro for the purpose of establishing and maintaining a municipal airport.

H. B. 1058, an act to extend the corporate limits of the city of Asheville, subject to a referendum election.

H. B. 1059, an act to incorporate the town of Barnardsville in Buncombe County.

H. B. 1061, an act to provide for fixing salaries and expense allowances of officers and employees of Craven County and its several departments.

H. B. 1067, an act to amend Chapter 36, Private Laws of 1915 relative to the tenure of office of the mayor and board of aldermen of the town of West Jefferson, Ashe County.

H. B. 1090, an act to amend Chapter 378 of the Session Laws of 1955 relating to the prepayment of taxes in Mecklenburg County and the city of Charlotte, so as to make the same applicable to the town of Cornelius.

H. B. 1099, an act to amend General Statutes 7-70 relating to the terms of Superior Court in Catawba County.

H. B. 1101, an act to amend Chapter 1278 of the Session Laws of 1957, relating to the election of the judges and solicitors of the municipal-county court of Guilford County.

H. B. 1106, an act to amend General Statutes 163-175 relating to the marking of ballots in primary and general elections in the city of Washington in Beaufort County.

H. B. 1107, an act to amend certain Sections of Articles 30 and 31, Chapter 7, of the General Statutes of North Carolina, relating to the establishment of general county courts as said Sections relate to Beaufort County.

H. B. 1108, an act rewriting Section 1 of Chapter 479, Public Local Laws of 1917, and amending Chapter 273, Public Local Laws of 1937, as amended, so as to increase the terms of office of the members of the board of county commissioners and the tax collector of Buncombe County from two to four years.

H. B. 1109, an act to ratify the official acts of Cooper G. Grizzard, former clerk of the town of Farmville.

H. B. 1110, an act amending Section 3, Chapter 327, Private Laws of 1913, as amended, so as to provide for non-partisan primaries in the town of Hamlet.

H. B. 1115, an act authorizing the city of Charlotte to permit and authorize the erection of a building or buildings or other improvements which shall extend over Howells Arcade and certain alleyways in Charlotte, North Carolina.

H. B. 1132, an act to amend Section 6 of Chapter 1191 of the Session Laws of 1957 relating to the disposition of the net profits of alcoholic beverage control stores of the town of Clinton.

H. B. 1134, an act adopting official records of uncollected taxes for the years 1956 and 1957 for the county of Buncombe and the city of Asheville.

H. B. 1151, an act authorizing the city of Rocky Mount to lease or grant easements in certain land that is not needed for municipal purposes.

H. B. 1152, an act to amend General Statutes 7-70 relating to the terms of Superior Court in Guilford County.

H. B. 1153, an act to authorize the board of commissioners of Gaston County to provide funds for the construction of library buildings in Stanley and Lowell.

H. B. 1206, an act to amend Article 24 of sub-Chapter VI, Chapter 7 of the General Statutes relating to municipal recorder's courts so as to provide deputy or assistant clerks for such courts.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 351, a bill to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State.

S. R. 412, a joint resolution providing for the appointment of a commission to report upon the pay of public school teachers based upon the ability of the individual teacher, and to study and report means of implementing curriculum studies in the public schools.

S. B. 434, a bill to amend Chapter 47 of the General Statutes relating to the probate and recording of instruments by the clerk of Superior Court and register of deeds of Cabarrus County.

S. B. 352, a bill to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Kirkman, for the Committee on Finance:

S. B. 465, a bill relative to inventories of decedents' lock boxes, with a favorable report, as amended.

H. B. 1096, a bill to regulate the payment of taxes in Mitchell County and to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 461, a bill to rewrite General Statutes 14-191, relating to the responsibility for enforcement of General Statutes 14-189, General Statutes 14-189.1 and General Statutes 14-190, dealing with obscene literature, indecent exposure and immoral shows, with a favorable report.

S. B. 476, a bill to amend the charter of the town of Halifax in Halifax County, with a favorable report.

H. B. 372, a bill authorizing counties to adopt ordinances providing for the zoning and regulation of buildings and other structures and the use of land, other than for farming, in areas outside the zoning jurisdiction of municipalities, with a favorable report, as amended.

H. B. 374, a bill authorizing counties to regulate the subdivision of land in areas outside municipal subdivision-regulation jurisdiction, with a favorable report, as amended.

H. B. 407, a bill to amend General Statutes 20-217 to eliminate the requirement for a motor vehicle to stop for a school bus loading or unloading children when such bus is stopped in the opposite roadway of a divided highway, with a favorable report.

H. B. 452, a bill to facilitate inter-governmental purchases, with a favorable report.

H. B. 604, a bill to amend Chapter 50 of the General Statutes of North Carolina to establish limited residence for military personnel, with a favorable report.

H. B. 662, a bill to amend the provisions of General Statutes 1-539.5 relating to jury trials in small claims actions by providing that the judges shall not file written findings of fact and conclusions of law unless requested, with a favorable report.

H. B. 667, a bill to amend Article 4, Chapter 113 of the General Statutes to provide for recovering expenses incurred as a result of a fire started through negligence, with a favorable report.

H. B. 913, a bill to authorize veterans guardians and general guardians to deposit funds belonging to their wards in federally insured banks at interest, with a favorable report.

H. B. 963, a bill amending the code of criminal procedure so as to provide that the defendant may appeal from a suspended sentence under the same rules as from any other judgment in a criminal case, with a favorable report.

H. B. 964, a bill amending Article 20 of Chapter 15 of the General Statutes so as to require the solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a bill of particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated, with a favorable report.

H. B. 101 , a bill to amend General Statutes 35-40 relating to the membership of the Eugenics Board of North Carolina, with a favorable report.

H. B. 1020, a bill to amend General Statutes 135-20 so as to make clear the legislative intent that justices of the peace and township constables are not subject to social security coverage, with a favorable report.

H. B. 1046, a bill amending General Statutes 106-266.21 to require evidence of sale of milk below cost, rather than mere allegation thereof, in order to make prima facie case, with a favorable report.

H. B. 1048, a bill to amend General Statutes 2-42, General Statutes 14-269 and Article 53 of Chapter 14 of the General Statutes relating to the possession and sale of weapons, with a favorable report.

H. B. 1069, a bill to amend General Statutes 47-108.11 relating to validation of recorded instruments where seals have been omitted, with a favorable report.

H. B. 1084, a bill to amend sub-Section D of Section one hundred thirty-seven (130-17) (d) of the General Statutes of North Carolina relating to the publication of rules and regulations adopted, amended or altered by local boards of health, with a favorable report.

H. B. 1094, a bill to amend Chapter 47 of the General Statutes to provide for registration of a mortgage or deed of trust of a leasehold interest or other chattel real to be registered in the county where the land lies, with a favorable report.

H. B. 1112, a bill to amend General Statutes 7-70 relating to the terms of Superior Court in Rowan County, with a favorable report.

H. B. 1159, a bill to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes relating to false advertising as to going-out-of-business sales so as to make the same applicable to Alamance County, with a favorable report.

H. B. 1187, a bill to amend Chapter 336, Session Laws of 1955, which amends General Statutes 115-182, to allow justices of the peace of Brunswick County compensation for issuing warrants and fixing bond in cases in which the bond is forfeited, with a favorable report.

H. B. 1192, a bill to amend Chapter 1334 of the Session Laws of 1955, relating to the regulation of the subdivision of land in and around municipalities, so as to make the same applicable to Rowan County, with a favorable report.

H. B. 1199, a bill to amend General Statutes 115-53 and authorize the Charlotte City School Administrative and the Mecklenburg County School Administrative Unit to select such negligent acts or torts and such officials and employees to be covered by liability insurance as the Charlotte City Board of Education may decide, with a favorable report.

H. B. 1203, a bill relating to the filing and recording of papers by the clerk of Superior Court and the register of deeds of Franklin County, with a favorable report.

H. B. 1221, a bill to amend Article 36 of Chapter 7 of the General Statutes relating to the county criminal court of Anson County, with a favorable report.

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 429, a bill to rewrite General Statutes 110-39 pertaining to neglect and encouragement of delinquency of children, with a favorable report.

H. B. 931, a bill amending General Statutes 115-146 so as to provide that principals and teachers in the public schools may use reasonable force in the exercise of lawful authority, with a favorable report.

H. B. 976, a bill to amend General Statutes 14-401.5 relating to the practice of phrenology in certain counties, with a favorable report.

H. B. 1120, a bill making the practice of phrenology, palmistry, fortune telling or clairvoyance unlawful in Pitt County except as specified, with a favorable report.

H. B. 1121, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Johnston County, with a favorable report.

By Senator Garriss, for the Committee on Manufacturing, Labor and Commerce:

S. B. 475, a bill to amend H. B. 121, ratified May 8, 1959, so as to delay the application thereof to employees of laundries, with an unfavorable report.

H. B. 617, a bill to amend General Statutes 97-47 of the Workmen's Compensation Act, relating to the modification of compensation by the Industrial Commission due to change in condition of employee, with an unfavorable report.

H. B. 618, a bill to amend General Statutes 97-31 of the Workmen's Compensation Act, relating to bodily disfigurement and loss of use or injury to parts of the body and rate of compensation to be awarded therefor, with an unfavorable report.

H. B. 619, a bill to amend General Statutes 97-53, relating to occupational diseases under the Workmen's Compensation Act, with an unfavorable report.

H. B. 803, a bill to amend General Statutes 28-173, relating to the application of amounts recovered in actions for wrongful death, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 752, a bill relating to the compensation of the board of county commissioners and the county board of education of Surry County, with a favorable report.

H. B. 932, a bill to amend General Statutes 162-7, relating to the fees to be charged by the sheriff of Alleghany County, with a favorable report.

H. B. 977, a bill amending H. B. 606, 1959 Session, relating to certain witness fees in Wayne County, with a favorable report.

H. B. 1054, a bill to fix the compensation of the members of the Pasquotank County Board of Education, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 477, a bill authorizing the Governor, with the consent of the Council of State, to allocate from the Contingency and Emergency Fund to the Department of Motor Vehicles Funds for the defense of members of the State Highway Patrol for attorneys' fees.

Referred to Committee on Judiciary Nol. 2.

By Senator Yow: S. B. 478, a bill amending Chapter 708, Session Laws of 1943 as amended by Chapter 602, Session Laws of 1945, so as to require New Hanover County Alcoholic Beverage Control Board to pay into the retirement system for employees of the city of Wilmington the amount found necessary and actually paid by the city of Wilmington in behalf of the employees of said Board.

Referred to Committee on Counties, Cities and Towns.

By Senator Yow: S. B. 479, a bill authorizing the governing body of the city of Wilmington to adopt building, gas, heating and electrical codes by reference.

Referred to Committee on Counties, Cities and Towns.

By Senator Yow, by request: S. B. 480, a bill to amend General Statutes 152-5, relating to the compensation of the coroner of New Hanover County.

Referred to Committee on Counties, Cities and Towns.

By Senator Morgan of Harnett: S. B. 481, a bill ratifying and confirming the nominations and elections of members of the Harnett County Board of Commissioners for the years 1948, 1950, 1952, 1954, 1956 and 1958.

Referred to Committee on Counties, Cities and Towns.

By Senator Morgan of Harnett: S. B. 482, a bill relating to the salaries of county officials in Harnett County.

Upon motion of Senator Morgan of Harnett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Morgan of Harnett: S. B. 483, a bill to amend General Statutes 152-5, relating to the compensation of the coroner in Harnett County.

Upon motion of Senator Morgan of Harnett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 102, a bill to rewrite the Intestate Succession Laws of North Carolina, for concurrence in the House amendment.

Upon motion of Senator Medford, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 104, a bill to rewrite the Statutes on dissent from wills, for concurrence in the House amendment.

Upon motion of Senator Medford, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 773, a bill to regulate the operation of watercraft on the waters of the State.

Referred to Committee on Finance.

H. B. 1043, a bill providing for nominating candidates for office in Yancey County and to exempt Yancey County from the provisions of the Statewide Primary Laws.

Referred to Committee on Counties, Cities and Towns.

H. B. 1102, a bill to repeal Chapter 414, Session Laws of 1951 so as to provide for jury trials in the recorder's court of Randolph County as provided by General Statutes 7-228 and to provide for a subsequent election upon the question whether the voters of Randolph County are in favor of jury trials in said recorder's court.

Referred to Committee on Judiciary No. 2.

H. B. 1127, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Franklin County.

Referred to Committee on Judiciary No. 2.

H. B. 1128, a bill to amend Section 130-128 of the General Statutes of North Carolina, relating to the powers of sanitary districts.

Referred to Committee on Judiciary No. 1.

H. B. 1157, a bill relating to forms and registrations of warrants issued by justices of the peace in Hertford County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1163, a bill to amend Chapter 465 of the Session Laws of 1955, relating to the salaries of certain officials of Mecklenburg County.

Referred to Committee on Salaries and Fees.

H. B. 1173, a bill to amend Article 2, Section 4(b) of Chapter 107 Private Laws of 1931, relating to the charter of the city of High Point.

Referred to Committee on Local Government.

H. B. 1194, a bill to amend H. B. 525, relating to drainage and drainage districts ratified on May 22, 1959.

Referred to Committee on Agriculture.

H. B. 1195, a bill creating the Carteret County Planning Commission, providing for its organization powers and duties and conferring upon the board of county commissioners and the governing bodies of the several municipalities in Carteret County the power and authority to adopt and enforce comprehensive regulations providing for the orderly growth and sound development of Carteret County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1207, a bill to provide for the establishment of a Law Library for the municipal court of the city of High Point.

Referred to Committee on Local Government.

H. B. 1215, a bill modifying General Statutes 115-90 and other provisions of law so as to authorize the county board of education of Moore County to elect a vice-chairman of the board and permit the vice-chairman to sign warrants or vouchers in lieu of the chairman of said board.

Referred to Committee on Counties, Cities and Towns.

H. B. 1223, a bill to create the Franklin County Peace Officers' Relief Association.

Referred to Committee on Local Government.

H. B. 1229, a bill validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes.

Upon motion of Senator Garrison, the bill is placed upon the Calendar for Wednesday, June 10, 1959.

H. B. 1265, a bill to amend Chapter 1281 of the Session Laws of 1957, relating to examinations held by the Civil Service Board of the city of New Bern.

Referred to Committee on Counties, Cities and Towns.

H. B. 1270, a bill to authorize the board of county commissioners of Clay County to turn into the general fund certain delinquent taxes upon the collection of the same.

Referred to Committee on Counties, Cities and Towns.

H. B. 1269, a bill to authorize the town of Red Springs to convey certain lands at private sale to the Red Springs Development Corporation.

Upon motion of Senator Moore, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 472, a bill to establish a Law Library in Vance County, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—43.

The bill is ordered sent to the House of Representatives.

H. B. 879, a bill to incorporate the town of Ocean Isle Beach in Brunswick County, State of North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—43.

The bill is ordered enrolled.

S. B. 473, a bill to validate all sidewalk, curb and gutter and street paving assessments by the town of Fountain in Pitt County, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—43.

H. B. 926, a bill to establish a public law library for public officials, courts and others in Craven County, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—43.

H. B. 1077, a bill to authorize Burke County and the municipalities therein to expend funds so as to extend certain water, sewer and electrical facilities to industrial site areas, upon second reading.

The bill passes its second reading by roll call vote, ayes, 43, noes 0 as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler,

Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—43.

H. B. 1105, a bill to authorize the board of county commissioners of Beaufort County to call a special election for the authorization of an industrial development tax for Beaufort County and to create and fix the powers of an industrial development commission for Beaufort County, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—43.

H. B. 1133, a bill to amend the charter of the town of Yadkinville so as to extend the limits of the town, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—43.

S. B. 439, a bill to provide for county-wide nomination and election of county commissioners in Halifax County, for concurrence in the House amendment.

Upon motion of Senator Crew, action on the bill is postponed until Thursday, June 11, 1959.

S. B. 444, a bill to amend Chapter 223, Public Local Laws of 1937, relating to the compensation of the members of the board of education of Edgecombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 445, a bill to amend Chapter 756 of the Session Laws of 1957, relating to the compensation of the board of commissioners of Edgecombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 447, a bill to authorize the board of county commissioners of Moore County to fix the salary of the register of deeds and to fix the fees to be charged by the register of deeds and the compensation to be received by jurors in Moore County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 777, a bill to fix the compensation of certain elective officials in Pitt County.

Passes its second and third readings and is ordered enrolled.

H. B. 792, a bill relating to the compensation of the sheriff, register of deeds, clerk of Superior Court, board of county commissioners, board of education and certain other employees of Randolph County.

Passes its second and third readings and is ordered enrolled.

H. B. 909, a bill to aid in the collection of delinquent taxes in Henderson County and to authorize the board of commissioners of Henderson County to sell at private sale property acquired by tax foreclosures.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 946, a bill to fix the compensation of the mayor and members of board of aldermen of the town of Stanley in Gaston County.

Passes its second and third readings and is ordered enrolled.

H. B. 953, a bill authorizing the board of county commissioners of Henderson County to raise the salaries of certain county officials and employees as much as fifteen per cent for the period beginning July 1, 1959 and ending June 30, 1961.

Passes its second and third readings and is ordered enrolled.

H. B. 955, a bill to fix the compensation of the mayor of the town of Candor in Montgomery County.

Passes its second and third readings and is ordered enrolled.

H. B. 987, a bill fixing the compensation of various county officers of Davie County.

Passes its second and third readings and is ordered enrolled.

H. B. 991, a bill to fix the compensation of certain officials of McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1009, a bill fixing the compensation of the sheriff of Harnett County.

Passes its second and third readings and is ordered enrolled.

H. B. 1031, a bill relating to the compensation and payment of actual necessary expenses of certain officials in Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1146, a bill to amend Chapter 548 of the Session Laws of 1947, relating to the salary of officials in the town of Broadway in Lee County.

Passes its second and third readings and is ordered enrolled.

H. B. 1242, a bill to amend General Statutes 18-45, relating to the powers and duties of the city of Winston-Salem Alcoholic Beverage Control Board.

Passes its second and third readings and is ordered enrolled.

S. B. 430, a bill authorizing the creation of the East Carolina Airport Authority as an agency or instrumentality of participating counties including Beaufort, Nash, Edgecombe, Greene, Lenoir, Pitt, Wayne, Wilson, Martin and Washington Counties, and any participating municipality, and authorizing such Authority to establish, own, maintain and operate an airport at the expense of said counties and said municipalities, upon third reading.

Senators Alford and Rose offer an amendment, held not to be material, which is adopted.

Senators Shelton and Warren offer an amendment, held not to be material, which is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—44.

The bill is ordered engrossed.

S. B. 15, a bill to amend and supplement "The Revenue Act," being sub-Chapter 1 of Chapter 105 of the General Statutes.

Upon motion of Senator Kirkman, the substitute bill offered by the Committee is adopted, constituting the first reading of the bill and the bill remains upon the Calendar for its second roll call reading.

S. B. 460, a bill to amend General Statutes 20-38(bb), relating to licensing of special mobile equipment, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—44.

H. B. 623, a bill to amend General Statutes 58-63, relating to the schedule of fees charged by the Commissioner of Insurance, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—44.

H. B. 918, a bill creating a State of North Carolina Stadium Authority, to define and provide its purposes and duties, and to authorize it to issue self-liquidating revenue bonds to finance the acquisition, construction, equipment, maintenance and operation of its facilities, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, Winslow, Yow—44.

S. B. 383, a bill to amend Article 13, Chapter 20 of the General Statutes to require increased proof of financial responsibility as condition of registration of motor vehicles.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 418, a bill to amend General Statutes 93-12, relating to examinations for certificates as certified public accountants.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 724, a bill to amend General Statutes 163-115 of the election laws so as to increase the amount received by registrars in furnishing lists of registered voters to applicants.

Passes its second and third readings and is ordered enrolled.

H. B. 827, a bill amending General Statutes 115-6, General Statutes 115-230 and General Statutes 115-86 so as to make industrial education centers a part of the public school system and to provide that countywide current expense funds for operation of industrial education centers be allocated prior to apportionment among administrative units of the county.

The bill passes its second reading.

Upon objection of Senator Peel to its third reading, the bill remains upon the Calendar for its third reading.

H. B. 874, a bill amending General Statutes 160-45 so as to make the qualifications for voting in municipal elections conform to the provisions of Article 6, Section 2, of the State Constitution as amended.

Passes its second and third readings and is ordered enrolled.

H. B. 1093, a bill to amend General Statutes 136-19 and to add a new Article to Chapter 136 of the General Statutes, relating to condemnation procedure applicable to the State Highway Commission.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. R. 1113, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theatre of North Carolina.

The bill fails to pass its second reading.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

ONE HUNDRED NINTH DAY

SENATE CHAMBER,
Wednesday, June 10, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Rutledge, the courtesies of the lobby are extended to Miss Morgan, sister of Senator Morgan of Cleveland.

Upon motion of Senator Hancock, the vote by which H. R. 1113, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theatre of North Carolina, failed to pass its second reading is reconsidered and upon his motion the bill is re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Jolly, H. B. 1173, a bill to amend Article 2, Section 4 (b) of Chapter 107 Private Laws of 1931, relating to the charter of the city of High Point, is taken from the Committee on Local Government and re-referred to the Committee on Judiciary No. 2.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 196, an act to amend Chapter 895 of the Session Laws of 1947, relating to the operation of carnivals in Franklin County.

S. B. 347, an act to amend General Statutes 153-9 (43) 1957 Cumulative supplement so as to make its provisions applicable to the county of Carteret.

S. B. 384, an act to extend the corporate limits of the town of Fuquay Springs, Wake County.

H. B. 453, an act to amend General Statutes 160-59, relating to the disposal of property by cities and towns and to permit the disposal of property at private sale to other governmental units.

H. B. 501, an act amending General Statutes 97-99 so as to permit notice of cancellation of policies of Workmen's Compensation Insurance to be given by certified mail as well as by registered mail.

H. B. 711, an act relating to the amassing of funds with which to erect a new jail for Lee County or to improve the existing jail of said county.

H. B. 795, an act to amend Article 2 of Chapter 87 of the General Statutes, relating to the State Board of Examiners of Plumbing and Heating Contractors to provide that operating surplus and examination fees shall be used to defray expenses of the board.

H. B. 826, an act to amend Article I of Chapter 58 of the General Statutes defining as an insurance contract certain motor vehicle warranties.

H. B. 861, an act to prescribe the filing fees of candidates for office of the city of Durham.

H. B. 894, an act to amend the charter of the city of Heudersonville and General Statutes 160-402, as it applies to Hendersonville, so as to increase the limitation on the levy of taxes for general purposes to one dollar and sixty cents per one hundred dollars valuation.

H. B. 939, an act repealing Chapter 138 Public Laws of 1941, relating to firemen's relief fund.

H. B. 952, an act to authorize the county of Polk to erect and equip a new county building, and to issue bonds therefor.

H. B. 956, an act to provide the form of financial statements of the city of Charlotte required under the provisions of General Statutes 160-383.

H. B. 958, an act to amend General Statutes 20-118 (j), relating to the gross weight of motor vehicles.

H. B. 999, an act to amend Chapter 185 of the Private Laws of 1929, relating to the maximum rate of tax to be levied by the board of commissioners of the town of Vanceboro in Craven County.

H. B. 1021, an act to amend General Statutes 7-64, relating to concurrent jurisdiction of Superior and Recorders' Courts in certain counties of this State.

H. B. 1049, an act to fix limitations upon the authority of the board of commissioners of Pamlico County to levy certain special taxes and to authorize said board to levy a special limited tax for purposes of retirement and social security benefits for county employees.

H. B. 1051, an act to establish a Law Library in and for Pasquotank County.

H. B. 1129, an act to amend General Statutes 131-126.31 relating to petitions for formation of hospital districts.

H. B. 1254, an act to amend Chapter 1054 of the Session Laws of 1955, relating to the enforcement of observance of migratory waterfowl shooting hours in Hyde County.

S. B. 102, an act to rewrite the Intestate Succession Laws of North Carolina.

S. B. 104, an act to rewrite the Statutes on dissent from wills.

S. B. 353, an act to amend Chapter one thousand one hundred fifty-nine of the 1951 Session Laws defining and establishing the corporate limits of the town of Marion.

S. B. 426, an act to provide for elections in the towns of Hazelwood and Waynesville on the question of consolidation of said towns and subject to said elections to provide a charter for the consolidated town.

H. B. 724, an act to amend General Statutes 163-115 of the election laws so as to increase the amount received by registrars in furnishing lists of registered voters to applicants.

H. B. 777, an act to fix the compensation of certain elective officials in Pitt County.

H. B. 792, an act relating to the compensation of the sheriff, register of deeds, clerk of Superior Court, board of county commissioners, board of education and certain other employees of Randolph County.

H. B. 874, an act amending General Statutes 160-45 so as to make the qualifications for voting in municipal elections conform to the provisions of Article 6, Section 2, of the State Constitution as amended.

H. B. 879, an act to incorporate the town of Ocean Isle Beach in Brunswick County, State of North Carolina.

H. B. 893, an act to amend General Statutes 163-175, relating to single shot voting in Sampson County.

H. B. 946, an act to fix the compensation of the mayor and members of board of aldermen of the town of Stanley in Gaston County.

H. B. 953, an act authorizing the board of county commissioners of Henderson County to raise the salaries of certain county officials and employees as much as fifteen per cent for the period beginning July 1, 1959, and ending June 30, 1961.

H. B. 955, an act to fix the compensation of the mayor of the town of Candor in Montgomery County.

H. B. 987, an act fixing the compensation of various county officers of Davie County.

H. B. 991, an act to fix the compensation of certain officials of McDowell County.

H. B. 1009, an act fixing the compensation of the sheriff of Harnett County.

H. B. 1031, an act relating to the compensation and payment of actual necessary expenses of certain officials in Guilford County.

H. B. 1065, an act relating to the election and term of office of the mayor and members of the board of commissioners of the town of Chadbourn in Columbus County.

H. B. 1146, an act to amend Chapter 548 of the Session Laws of 1947, relating to the salary of officials in the town of Broadway in Lee County.

H. B. 1242, an act to amend General Statutes 18-45, relating to the powers and duties of the city of Winston-Salem Alcoholic Beverage Control Board.

H. B. 1269, an act to authorize the town of Red Springs to convey certain lands at private sale to the Red Springs Development Corporation.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 430, a bill authorizing the creation of the East Carolina Airport Authority as an agency or instrumentality of participating counties including Greene, Lenoir, Pitt, Wilson, Martin and Washington Counties, and any participating municipality, and authorizing such Authority to establish, own, maintain and operate an airport at the expense of said counties and said municipalities.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Copeland, for the Committee on Appropriations:

S. B. 33, a bill authorizing the Governor and Council of State to furnish Replacement Volumes 2C and 3B of the General Statutes of North Carolina to the Justices of the Supreme Court, the Judges and Solicitors of the Superior Courts, the Supreme Court Library and other State officials and agencies, with a favorable report.

S. B. 101, a bill to provide for the microfilming of county records of permanent value for security purposes, with a favorable report, as amended.

S. B. 111, a bill to amend General Statutes 15-201 to provide per diem compensation for members of the State Probation Commission, with a favorable report.

S. B. 139, a bill to amend Chapter 131 of the General Statutes, relating to student loan funds administered by the North Carolina Medical Care Commission, with a favorable report.

S. B. 199, a bill to hear and determine on its merits the claim of Clifford John Tolliver, with a favorable report.

S. B. 247, a bill amending General Statutes 7-68 so as to divide the 9th Solicitorial District into two districts designated as "Solicitorial District No. 9" and "Solicitorial District No. 9A," and to provide for the appointment and election of the solicitor for District No. 9A, with a favorable report, as amended.

S. B. 259, a bill to make appropriations so as to provide Social Security coverage for State law enforcement officers who are members of the Law Enforcement Officers' Benefit and Retirement Fund, with a favorable report.

S. B. 308, a bill to provide for setting up and operating a program of performance testing of beef cattle, with a favorable report, as amended.

S. B. 318, a bill to authorize the expenditure of not to exceed \$150,000 out of the Contingency and Emergency Fund for the construction of shore protective works, with a favorable report.

S. B. 322, a bill amending General Statutes 7-68 so as to divide the Fourteenth District into two districts, designated as "Solicitorial District No. 14" and "Solicitorial District No. 14A," and to provide for the appointment and elections of the solicitor for District No. 14A, with a favorable report, as amended.

S. B. 365, a bill to make available funds to provide for payment of the Employer's contributions in securing retroactive social security coverage for justices of the Supreme Court and judges of the Superior Court, with a favorable report.

S. B. 376, a bill to appropriate the sum of twenty thousand dollars (\$20,000.00) to North Carolina State College to establish the positions of an Extension Wildlife Specialist, with a favorable report, as amended.

S. B. 417, a bill to provide for the retention of certain Capital Improvement Funds by the Department of Agriculture for Capital Improvements on the North Carolina State Fairgrounds, with a favorable report.

S. B. 469, a bill amending Chapter 930, Session Laws of 1953 and Chapter 607, Session Laws of 1957, relating to the appropriation of funds by the board of commissioners of Buncombe County to the chambers of commerce of the various municipalities in Buncombe County, with a favorable report.

H. B. 246, a bill to reimburse Robert James of Davie County for injuries received by him in aiding an officer in the arrest of one Jack Peacock, with a favorable report, as amended.

H. B. 257, a bill to create the Historic Bath Commission for the purpose of the acquisition, repair and maintenance of historic sites in the town of Bath in Beaufort County, with a favorable report.

H. B. 264, a bill to amend General Statutes 112-19, relating to the eligibility of certain widows of Confederate soldiers to be placed on the Class B pension roll, with a favorable report.

H. B. 517, a bill to authorize the Governor, with the approval of the Council of State, to convey certain land to Wilson County, with a favorable report.

By Senator Henkel, for the Committee on Conservation and Development:

H. B. 856, a bill to amend Chapter 82 of the General Statutes, relating to wreck districts and commissioners of wrecks so far as the same relates to Dare County, with a favorable report.

H. B. 1053, a bill to require the removal of abandoned boats or other watercraft along the shores or in the waters of the Pasquotank River in Camden or Pasquotank Counties, with a favorable report.

By Senator Rose, for the Committee on Agriculture:

H. R. 1041, a joint resolution authorizing the appointment of a commission to make a study of Agricultural Loan Programs for grain storage facilities, including greater utilization of existing loan programs and possible needs for new programs, and to assist grain producers in securing maximum benefits, with a favorable report, as amended.

By Senator Kirkman, for the Committee on Finance:

H. B. 347, a bill amending certain Sections of Article 9, Chapter 106 of the General Statutes, relating to commercial feeding stuffs, with a favorable report.

Upon action of Senator Kirkman, the bill is re-referred to the Committee on Agriculture.

H. B. 773, a bill to regulate the operation of watercraft on the waters of the State, with a favorable report.

By Senator Jolly, for the Committee on Local Government:

H. B. 1155, a bill to authorize the board of county commissioners of Currituck County to appoint special county law enforcement officers, with a favorable report.

H. B. 1174, a bill to create a bird sanctuary within the territorial limits of Cove City, in Craven County, with a favorable report.

H. B. 1175, a bill to authorize the city council of the city of Laurinburg to convey certain property to the Scotland County Memorial Library, with a favorable report.

H. B. 1196, a bill to amend Chapter 404 of the Session Laws of North Carolina 1955 amending the charter of the town of Beaufort, relating to the first meeting of the board of commissioners following their election, with a favorable report.

H. B. 1207, a bill to provide for the establishment of a Law Library for the municipal court of the city of High Point, with a favorable report.

H. B. 1224, a bill to amend General Statutes 153-9 so as to authorize the board of county commissioners of Lenoir County to appropriate funds to assist the volunteer fire department in the Wheat Swamp community of Lenoir County, if and when the same is organized, with a favorable report.

H. B. 1216, a bill to amend Chapter 1040 of the Session Laws of 1945 to make the provisions thereof applicable to Wake County, with a favorable report.

H. B. 1222, a bill to repeal Chapter 747 of the Session Laws of 1945, to provide for the appointment of the Anson County Jailer, and to make provision for the operation of the Anson County Jail, with favorable report.

By Senator Whitley, for the Committee on Mental Institutions:

H. B. 52, a bill to amend Chapter 122 of the General Statutes, relating to hospitals for the mentally disordered, with a favorable report.

H. B. 51, a bill to amend General Statutes 35-3, relating to certificates from hospitals for the insane, with a favorable report.

H. B. 60, a bill to enact the Interstate Compact on Mental Health, with a favorable report.

H. B. 496, a bill to amend Chapter 122 of the General Statutes so as to provide for the Western Carolina Training School for mentally retarded children, with a favorable report.

H. B. 1131, a bill providing for changing the names of the several State Hospitals and Training Schools, with a favorable report.

By Senator Hamilton, for the Committee on Retirement, Employment Security:

H. B. 820, a bill to amend Chapter 135 of the General Statutes, relating to the Teachers' and State Employees' Retirement System, so as to permit retirement coverage of employees of certain licensing and examining boards, with a favorable report.

H. B. 904, a bill to amend Chapter 8, Public Local Laws of 1931, creating and establishing the Salisbury-Rowan County Peace Officers' Protective Association, with a favorable report.

H. B. 975, a bill to amend Article 1 of Chapter 118 of the General Statutes of North Carolina, relating to the Firemen's Relief Fund of the city of Henderson, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 962, a bill to amend Chapter 152 of the General Statutes and Chapter 95, Session Laws of 1955 with respect to the compensation of the Forsyth County Coroner, with a favorable report.

H. B. 984, a bill relating to the compensation of the members of the board of commissioners of Moore County, with a favorable report.

H. B. 1063, a bill amending General Statutes 160-346, relating to the salaries of the members of the city council and of the mayor of the city of Fayetteville, with a favorable report.

H. B. 1068, a bill to amend Chapter 114 of the Session Laws of 1951, relating to salaries and other allowances of certain officials of Duplin County, with a favorable report.

H. B. 1075, a bill relating to the fees to be charged by the coroner of Watauga County, with a favorable report.

H. B. 1145, a bill to regulate the compensation of the members of the board of aldermen of the city of Sanford, with a favorable report.

H. B. 1148, a bill to authorize the county commissioners of Cumberland County to fix the fees and commissions to be charged by the clerk of Superior Court, the sheriff and register of deeds of Cumberland County, with a favorable report.

H. B. 1156, a bill fixing the compensation of the Sub-Recorder of the Union County Recorder's Court, with a favorable report.

H. B. 1163, a bill to amend Chapter 465 of the Session Laws of 1955, relating to the salaries of certain officials of Mecklenburg County, with a favorable report.

H. B. 1193, a bill amending Chapter 1288, Session Laws of 1955 and fixing the salaries of the judge and solicitor of the police court of the city of Asheville, with a favorable report.

H. B. 1201, a bill to amend Chapter 7 of the General Statutes of North Carolina, relating to fees of justices of the peace in Chowan County, with a favorable report.

H. B. 1205, a bill to fix the compensation of the members of the Elizabeth City City Board of Education, with a favorable report.

H. B. 1168, a bill to amend Chapter 566, Session Laws of 1957, relating to the compensation of the judge and solicitor of the recorder's court of Rutherford County, with a favorable report.

H. B. 1177, a bill to establish and fix the salaries of the mayor and members of the board of commissioners of the town of Mocksville, with a favorable report.

H. B. 1182, a bill to fix the compensation of the chairman and members of the board of county commissioners of Cumberland County, with a favorable report.

H. B. 1211, a bill to amend H. B. 71, ratified the 26th of March, 1959, relating to the fees of jurors in Swain County, with a favorable report.

H. B. 1218, a bill amending Chapter 655, Session Laws of 1951, as amended, relating to the commissions of the sheriff of Hyde County as tax collector, with a favorable report.

H. B. 1225, a bill to amend General Statutes 152-5, relating to the fees of coroners in Polk County, with a favorable report.

By Senator Hancock, for the Committee on Verteans and Military Affairs:

H. B. 776, a bill to amend General Statutes 103-4 so as to designate November 11th as Veterans Day, with a favorable report.

By Senator Yow, for the Committee on Counties, Cities and Towns:

S. B. 471, a bill amending Chapter 880, Session Laws of 1951, relating to the collection of proceeds from parking meter violations in the city of Wilmington, with a favorable report.

S. B. 478, a bill amending Chapter 708, Session Laws of 1943 as amended by Chapter 602, Session Laws of 1945, so as to require New Hanover County Alcoholic Beverage Control Board to pay into the retirement system for employees of the city of Wilmington the amount found necessary and actually paid by the city of Wilmington in behalf of the employees of said board, with a favorable report.

S. B. 479, a bill authorizing the governing body of the city of Wilmington to adopt building, gas, heating and electrical codes by reference, with a favorable report.

S. B. 480, a bill to amend General Statutes 152-5, relating to the compensation of the coroner of New Hanover County, with a favorable report.

S. B. 481, a bill ratifying and confirming the nominations and elections of members of the Harnett County Board of Commissioners for the years 1948, 1950, 1952, 1954, 1956 and 1958, with a favorable report.

H. B. 1017, a bill to regulate the purchase, owning and registration of firearms in McDowell County, with a favorable report.

H. B. 871, a bill to provide that the board of county commissioners shall fill vacancies in the board in certain counties, with a favorable report, as amended.

H. B. 1025, a bill authorizing the qualified voters of the town of Gibsonville to vote upon the establishment of liquor control stores in the town of Gibsonville with a favorable report.

H. B. 1043, a bill providing for nominating candidates for office in Yancey County and to exempt Yancey County from the provisions of the Statewide primary laws, with a favorable report.

H. B. 1070, a bill amending Chapter 552 of the 1955 Session Laws of North Carolina to allow for the completion of sewage treatment plants under construction on July 1, 1959, with a favorable report, as amended.

H. B. 1080, a bill striking out the last sentence of the exception contained in Section 1, Chapter 205, Private Laws of 1929, and repealing all of Chapter 191, Private Laws of 1933 and all of Chapter 647, Session Laws of 1947, relating to the corporate limits of the city of Asheville, with a favorable report.

H. B. 1083, a bill to incorporate the town of Havelock, North Carolina, in Craven County, with a favorable report.

Upon motion of Senator Simpkins, the bill is placed upon today's Calendar.

H. B. 1116, a bill validating and confirming the appointment, election and qualifying of the mayor and the members of the board of commissioners and other officers of the town of Huntersville and all actions and proceedings taken by any such mayor, board or officer subsequent to the 1957 regular municipal election for said town, with a favorable report.

H. B. 1122, a bill to authorize the board of county commissioners of Rowan County to license and regulate all vehicles operated for hire in unincorporated cities and towns in said county, with a favorable report.

H. B. 1137, a bill amending Chapter 552, Session Laws of 1957, the same being the charter of the town of Jefferson, so as to extend the corporate limits of said town, with a favorable report.

H. B. 1139, a bill to amend Chapter 334 of the Private Laws of 1907, relating to the corporate limits of the town of Garysburg, with a favorable report.

H. B. 1149, a bill to amend General Statutes 153-9(47) to provide for the employment of the plumbing inspectors in Cumberland County, with a favorable report.

H. B. 1157, a bill relating to forms and registrations of warrants issued by justices of the peace in Hertford County, with a favorable report.

H. B. 1158, a bill to provide for the exercise of the powers of police officers beyond the corporate limits of the town of Ahoskie in Hertford County, with a favorable report.

H. B. 1160, a bill to amend Section 7-186 of the General Statutes, relating to election of recorder of the municipal recorder's court in the town of Graham, with a favorable report.

H. B. 1176, a bill to amend General Statutes 7-70 as the same relates to Person County, so as to designate the May term of Superior Court in Person County as a civil term, with a favorable report.

H. B. 1178, a bill to transfer certain delinquent taxes in Montgomery County to the general Fund, with a favorable report.

H. B. 1195, a bill creating the Carteret County Planning Commission, providing for its organization powers and duties and conferring upon the board of county commissioners and the governing bodies of the several municipalities in Carteret County the power and authority to adopt and enforce comprehensive regulations providing for the orderly growth and sound development of Carteret County, with a favorable report.

H. B. 1200, a bill to direct the disposition of delinquent taxes collected in behalf of Chowan County, with a favorable report.

H. B. 1202, a bill relating to the Johnston County Peace Officers' Relief Association, with a favorable report.

H. B. 1213, a bill to amend Chapter 1207 of the Session Laws of 1957, relating to the operation of juke boxes in Northampton County, with a favorable report.

H. B. 1214, a bill relating to compensation of elective and appointive officials of Northampton County, with a favorable report.

H. B. 1215, a bill modifying General Statutes 115-90 and other provisions of law so as to authorize the county board of education of Moore County to elect a vice-chairman of the board and to permit the vice-chairman to sign warrants or vouchers in lieu of the chairman of said board, with a favorable report.

H. B. 1265, a bill to amend Chapter 1281 of the Session Laws of 1957, relating to examinations held by the civil service board of the city of New Bern, with a favorable report.

Upon motion of Senator Simpkins, the bill is placed upon today's Calendar.

H. B. 1270, a bill to authorize the board of county commissioners of Clay County to turn into the general fund certain delinquent taxes upon the collection of the same, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew: S. B. 484, a bill to authorize the board of commissioners of Halifax County to levy a special tax for the construction of an addition to the county courthouse to house the offices of the register of deeds and clerk of court and other county offices.

Upon motion of Senator Crew, the bill is placed upon the Calendar for Thursday, June 11, 1959.

By Senators Crew and Henkel: S. B. 485, a bill to amend Chapter 105 of the General Statutes, relating to the date as of which property is to be assessed for ad valorem tax purposes.

Referred to Committee on Finance.

By Senator Yow, by request: S. B. 486, a bill to authorize the board of county commissioners of New Hanover County in its discretion, to levy a tax for the construction of shore protective works.

Upon motion of Senator Yow, the bill is placed upon the Calendar for Thursday, June 11, 1959.

By Senator Morgan of Harnett: S. B. 487, a bill to amend Chapter 602 of the Public Local Laws of 1913, and Chapter 482 of the Public Local Laws of 1939, and regulating the demand for jury trials in the recorder's court of Harnett County.

Upon motion of Senator Morgan of Harnett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Hamilton: S. B. 488, a bill to amend General Statutes 97-78, sub-Section (a), relating to the salaries of the members of the North Carolina Industrial Commission.

Referred to Committee on Judiciary No. 2.

By Senators Jordan and Davis: S. B. 489, a bill to amend General Statutes 147-62, relating to payroll deductions by the State.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 9, a bill to make appropriations for the maintenance of the State's departments, bureaus, institutions and agencies, and for other purposes.

Upon motion of Senator Copeland, the bill is placed upon the Calendar for Thursday, June 11, 1959, and is made a Special Order for the day.

H. B. 907, a bill to amend General Statutes 18-32, relating to the keeping of liquor for sale in Randolph County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1024, a bill to revise and reorganize the charter of the city of Greensboro, and to amend the following Sections of the General Statutes of North Carolina: General Statutes 143-129; General Statutes 147-8; General Statutes 147-9; General Statutes 160-181.1; General Statutes 105-387(a) and General Statutes 160-452.

Referred to Committee on Judiciary No. 2.

H. B. 1098, a bill relating to the terms of agricultural tenancies in Person County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1162, a bill to fix the compensation of certain officials of Franklin County and to fix certain fees to be charged in said county.

Referred to Committee on Counties, Cities and Towns.

H. R. 1264, a joint resolution inviting the citizens of North Carolina to consider the advantages of retiring in counties comprising the Thirty-Third Senatorial District of North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 1282, a bill authorizing the city of Asheville to convey its interest in the property constituting the Asheville-Hendersonville Airport to the city of Hendersonville and the county of Henderson.

Referred to Committee on Judiciary No. 2.

H. B. 1293, a bill validating and confirming official acts of the deputy register of deeds of Watauga County performed in the name of the register of deeds.

Referred to Committee on Counties, Cities and Towns.

HOUSE OF REPRESENTATIVES,
Wednesday, June 10, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 1207, entitled "a bill to provide for the establishment of a Law Library for the Municipal Court of the city of High Point."

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Kirkman, the bill is ordered returned to the House of Representatives and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 473, a bill to validate all sidewalk, curb and gutter and street paving assessments by the town of Fountain in Pitt County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow, Yow—46.

The bill is ordered sent to the House of Representatives.

H. B. 926, a bill to establish a public law library for public officials, courts and others in Craven County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0 as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow, Yow—46.

The bill is ordered enrolled.

H. B. 1077, a bill to authorize Burke County and the municipalities therein to expend funds so as to extend certain water, sewer, and electrical facilities to industrial site areas, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Show, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow, Yow—46.

The bill is ordered enrolled.

H. B. 1105, a bill to authorize the board of county commissioners of Beaufort County to call a special election for the authorization of an industrial development tax for Beaufort County and to create and fix the powers of an industrial development commission for Beaufort County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow, Yow—46.

The bill is ordered enrolled.

H. B. 1133, a bill to amend the charter of the town of Yadkinville so as to extend the limits of the town.

The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow, Yow—46.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 476, a bill to amend the charter of the town of Halifax in Halifax County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow, Yow—46.

H. B. 1083, a bill to incorporate the town of Havelock, North Carolina, in Craven County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow, Yow—46.

H. B. 752, a bill relating to the compensation of the board of county commissioners and the county board of education of Surry County.

Passes its second and third readings and is ordered enrolled.

H. B. 932, a bill to amend General Statutes 162-7, relating to the fees to be charged by the sheriff of Alleghany County.

Passes its second and third readings and is ordered enrolled.

H. B. 977, a bill amending H. B. 606, 1959 Session, ratified on May 5, 1959, relating to certain witness fees in Wayne County.

Passes its second and third readings and is ordered enrolled.

H. B. 1054, a bill to fix the compensation of the members of the Pasquotank County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 1096, a bill to regulate the payment of taxes in Mitchell County and to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1112, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Rowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 1120, a bill making the practice of phrenology, palmistry, fortune telling or clairvoyance unlawful in Pitt County except as specified.

Passes its second and third readings and is ordered enrolled.

H. B. 1121, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 1159, a bill to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes, relating to false advertising as to going-out-of-business sales so as to make the same applicable to Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 1187, a bill to amend Chapter 336, Session Laws of 1955, which amends General Statutes 115-182, to allow justices of the peace of Brunswick County compensation for issuing warrants and fixing bond in cases in which the bond is forfeited.

Passes its second and third readings and is ordered enrolled.

H. B. 1192, a bill to amend Chapter 1334 of the Session Laws of 1955, relating to the regulation of the subdivision of land in and around municipalities, so as to make the same applicable to Rowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 1199, a bill to amend General Statutes 115-53 and authorize the Charlotte City School Administrative and the Mecklenburg County School Administrative Unit to select such negligent acts or torts and such officials and employees to be covered by liability insurance as the Charlotte City Board of Education may decide.

Passes its second and third readings and is ordered enrolled.

H. B. 1203, a bill relating to the filing and recording of papers by the clerk of Superior Court and the register of deeds of Franklin County.

Passes its second and third readings and is ordered enrolled.

H. B. 1221, a bill to amend Article 36 of Chapter 7 of the General Statutes, relating to the county criminal court of Anson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1265, a bill to amend Chapter 1281 of the Session Laws of 1957, relating to examinations held by the civil service board of the city of New Bern.

Passes its second and third readings and is ordered enrolled.

S. B. 94, a bill to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

Upon motion of Senator Currie, action on the bill is postponed until Friday, June 12, 1959.

S. B. 460, a bill to amend General Statutes 20-38(bb), relating to licensing of special mobile equipment, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow, Yow—46.

The bill is ordered sent to the House of Representatives.

H. B. 623, a bill to amend General Statutes 58-63, relating to the schedule of fees charged by the Commissioner of Insurance, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow, Yow—46.

The bill is ordered enrolled.

H. B. 918, a bill creating a State of North Carolina Stadium Authority, to define and provide its purposes and duties, and to authorize it to issue self-liquidating revenue bonds to finance the acquisition, construction, equipment, maintenance and operation of its facilities, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow, Yow—46.

The bill is ordered enrolled.

S. B. 15, a bill to amend and supplement "The Revenue Act," being sub-Chapter 1 of Chapter 105 of the General Statutes.

Upon motion of Senator Kirkman, action on the bill is postponed until Friday, June 12, 1959.

H. B. 1229, a bill validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election, notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel,

Humber, Jolly, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow, Yow—46.

H. B. 827, a bill amending General Statutes 115-6, General Statutes 115-230 and General Statutes 115-86 so as to make industrial education centers a part of the public school system and to provide that countywide current expense funds for operation of industrial education centers be allocated prior to apportionment among administrative units of the county.

The bill passes its third reading and is ordered enrolled.

S. B. 14, a bill to make appropriations for the maintenance of the State's departments, bureaus, institutions and agencies, and for other purposes,

Upon motion of Senator Copeland, action on the bill is postponed until Friday, June 12, 1959.

S. B. 429, a bill to rewrite General Statutes 110-39, pertaining to neglect and encouragement of delinquency of children.

Upon motion of Senator Rutledge, action on the bill is postponed until Monday, June 15, 1959.

S. B. 461, a bill to rewrite General Statutes 14-191, relating to the responsibility for enforcement of General Statutes 14-189, General Statutes 14-189.1 and General Statutes 14-190, dealing with obscene literature, indecent exposure and immoral shows.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 465, a bill relative to inventories of decedents' lock boxes.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 372, a bill authorizing counties to adopt ordinances providing for the zoning and regulation of buildings and other structures and the use of land, other than for farming, in areas outside the zoning jurisdiction of Municipalities.

The amendment offered by the Committee is adopted.

Senator Frink offers an amendment which is adopted.

Senator Mercer offers an amendment which is adopted.

Senator Crew offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

H. B. 374, a bill authorizing counties to regulate the subdivision of land in areas outside municipal subdivision-regulation jurisdiction.

The amendment offered by the Committee is adopted.

Senator Mercer offers an amendment which is adopted.

Senator Crew offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

H. B. 407, a bill to amend General Statutes 20-217 to eliminate the requirement for a motor vehicle to stop for a school bus loading or unloading children when such bus is stopped in the opposite roadway of a divided highway.

Passes its second and third readings and is ordered enrolled.

H. B. 452, a bill to facilitate intergovernmental purchases.

Passes its second and third readings and is ordered enrolled.

H. B. 604, a bill to amend Chapter 50 of the General Statutes of North Carolina to establish limited residence for military personnel.

The bill fails to pass its second reading.

H. B. 662, a bill to amend the provisions of General Statutes 1-539.5, relating to jury trials in small claims actions by providing that the judges shall not file written findings of fact and conclusions of law unless requested.

Passes its second and third readings and is ordered enrolled.

H. B. 667, a bill to amend Article 4, Chapter 113 of the General Statutes, to provide for recovering expenses incurred as a result of a fire started through negligence.

Upon motion of Senator Kesler, the bill is re-referred to the Committee on Judiciary No. 1.

H. B. 729, a bill to increase the penalty for operating a motor vehicle in excess of eighty miles per hour.

Passes its second and third readings and is ordered enrolled.

H. B. 730, a bill to establish a prima facie rule of evidence as to the operation of motor vehicles speeding in excess of 80 miles per hour.

Senator Frink moves that the bill be re-referred to the Committee on Judiciary No. 1.

The motion fails to prevail.

Senator Morgan of Harnett offers an amendment.

Upon the adoption of the amendment Senator Moore calls for the "ayes" and "noes."

The call is sustained.

The amendment fails of adoption by roll call vote, ayes 21, noes 25, as follows:

Those voting in the affirmative are: Senators Andrews, Blackburn, Canipe, Cooke, Copeland, Forsyth, Frink, Garriss, Henkel, Jolly, Kesler, Lackey, Monroe, Morgan of Harnett, Rose, Snow, Thomas, Whitley, Williams, Williamson, Yow—21.

Those voting in the negative are: Senators Alford, Bason, Bell, Crew, Currie of Durham, Currie of Moore, Duncan, Garrison, Hancock, Humber, Jordan, Kirkman, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Peel, Reavis, Rutledge, Shelton, Simpkins, Stikeleather, Thomason, Winslow—25.

Senator Cooke offers an amendment which is adopted.

Upon motion of Senator Hancock, the bill and its amendment is laid upon the Table.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12M.

ONE HUNDRED TENTH DAY

SENATE CHAMBER,
Thursday, June 11, 1959.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Robert Morgan of Cleveland.

Prayer is offered by W. W. Green, Department Chaplain of the American Legion of Durham, North Carolina.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Lackey, the courtesies of the lobby are extended to Miss Anne Currie, daughter of Senator Currie of Moore.

Upon motion of Senator Ross, the vote by which H. B. 604, a bill to amend Chapter 50 of the General Statutes of North Carolina to establish limited residence for military personnel, is reconsidered and upon his motion the bill is placed upon the Calendar for Monday, June 15, 1959.

STATEMENT OF MEMBER

Upon motion of Senator Currie of Moore, the following statement is ordered spread upon the Journal:

I am only one among many in the Senate and the House at this 1959 Session of the General Assembly who have labored long in support of adequate appropriations for the public assistance programs for the needy aged, the totally disabled, and poverty-stricken children. We have had one basic goal throughout, namely to make sufficient State funds available to insure that at least the minimum needs of these vulnerable people would be provided for during the next biennium. The Study Committee on the public welfare budget adopted figures verified by the Budget Bureau relative to case loads and average grants based on projections covering the upcoming biennium. These figures were derived from trends in this field over the last five years.

We welcomed the commitment, as we understand it, stated by the Governor on Monday of this week that grants would not be cut, and that the level of the State's participation in meeting minimum needs of these deprived people would not be curtailed during the next two years. I for one am willing to accept what I understand to be the Administration's commitment since I see no basic difference between the Governor's ultimate position as stated on June 8 and ours. I state this position with complete confidence in the integrity of the Governor's office and all other portions of our State government which are concerned with the administration of the public assistance program and the role of the State in meeting its reasonable responsibilities in this field. I am confirmed in my belief by the fact that the Governor's office and his administration have available a Contingency and Emergency Fund from which emergency appropriations may be made according to law should deficiencies in appropriations otherwise make necessary the curtailment of grants at any time during the next biennium.

In the firm faith that proper assurances have been made, I shall not contend further, I prefer the question to rest on the basis that all concerned are joined together in support of a program which will insure that grants will not be cut and that needy people will not be further deprived by any action or neglect on the part of the State of North Carolina during the next two years.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 316, an act to authorize the board of county commissioners of Cleveland County to appropriate non-tax revenue funds to rescue teams organized under the Civil Defense Act.

S. B. 420, an act to provide for the election of the mayor and board of commissioners of the town of Lillington.

S. B. 425, an act to authorize the board of commissioners of New Hanover County to promulgate rules and regulations governing the use of firearms and explosives in thickly populated areas outside the corporate limits of cities and towns in New Hanover County.

S. B. 427, an act to amend Chapter 438 of the Session Laws of 1957, relating to the governing body of the town of Long Beach in Brunswick County.

S. B. 453, an act to amend Chapter 731 of the Session Laws of North Carolina of 1953, being the charter of the city of Henderson, and providing for the extension of the corporate boundaries.

S. B. 456, an act providing for a referendum election in the city of Kings Mountain upon the question of adopting a city manager form of government, said election to be held at the discretion of the mayor and board of commissioners.

S. B. 458, an act providing the manner in which votes may be cast for group candidates in municipal elections held in Halifax County.

S. B. 459, an act to amend General Statutes 14-335, relating to punishment for public drunkenness in New Hanover County.

S. B. 463, an act to authorize Iredell County to zone certain lands adjacent to Cowans Ford Lake.

H. B. 407, an act to amend General Statutes 20-217 to eliminate the requirement for a motor vehicle to stop for a school bus loading or unloading children when such bus is stopped in the opposite roadway of a divided highway.

H. B. 452, an act to facilitate inter-governmental purchases.

H. B. 623, an act to amend General Statutes 58-63, relating to the schedule of fees charged by the commissioner of insurance.

H. B. 662, an act to amend the provisions of General Statutes 1-539.5, relating to jury trials in small claims actions by providing that the judge shall not file written findings of fact and conclusions of law unless requested.

H. B. 729, an act to increase the penalty for operating a motor vehicle in excess of eighty miles per hour.

H. B. 752, an act relating to the compensation of the board of county commissioners and the county board of education of Surry County.

H. B. 827, an act amending General Statutes 115-6, General Statutes 115-230 and General Statutes 115-86 so as to make industrial education centers a part of the public school system and to provide that countywide current expense funds for operation of industrial education centers be allocated prior to apportionment among administrative units of the county.

H. B. 909, an act to aid in the collection of delinquent taxes in Henderson County and to authorize the board of commissioners of Henderson County to sell at private sale property acquired by tax foreclosures.

H. B. 918, an act creating a State of North Carolina Stadium Authority, to define and provide its purposes and duties, and to authorize it to issue self-liquidating revenue bonds to finance the acquisition, construction, equipment, maintenance and operation of its facilities.

H. B. 926, an act to establish a public law library for public officials, courts and others in Craven County.

H. B. 932, an act to amend General Statutes 162-7, relating to the fees to be charged by the sheriff of Alleghany County.

H. B. 977, an act amending H. B. 606, 1959 Session, ratified on May 5, 1959, relating to certain witness fees in Wayne County.

H. B. 1054, an act to fix the compensation of the members of the Pasquotank County Board of Education.

H. B. 1077, an act to authorize Burke County and the municipalities therein to expend funds so as to extend certain water, sewer, and electrical facilities to industrial site areas.

H. B. 1096, an act to regulate the payment of taxes in Mitchell County and to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

H. B. 1105, an act to authorize the board of county commissioners of Beaufort County to call a special election for the authorization of an industrial development tax for Beaufort County and to create and fix the powers of an industrial development commission for Beaufort County.

H. B. 1112, an act to amend General Statutes 7-70, relating to the terms of Superior Court in Rowan County.

H. B. 1120, an act making the practice of phrenology, palmistry, fortune telling or clairvoyance unlawful in Pitt County except as specified.

H. B. 1121, an act to amend General Statutes 7-70, relating to the terms of Superior Court in Johnston County.

H. B. 1159, an act to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes, relating to false advertising as to going-out-of-business sales so as to make the same applicable to Alamance County.

H. B. 1187, an act to amend Chapter 336, Session Laws of 1955, which amends General Statutes 115-182, to allow justices of the peace of Brunswick County compensation for issuing warrants and fixing bond in cases in which the bond is forfeited.

H. B. 1192, an act to amend Chapter 1334 of the Session Laws of 1955, relating to the regulation of the subdivision of land in and around municipalities, so as to make the same applicable to Rowan County.

H. B. 1199, an act to amend General Statutes 115-53 and authorize the Charlotte City School Administrative and the Mecklenburg County School Administrative Unit to select such negligent acts or torts and such officials and employees to be covered by liability insurance as the Charlotte City Board of Education may decide.

H. B. 1203, an act relating to the filing and recording of papers by the clerk of Superior Court and the register of deeds of Franklin County.

H. B. 1221, an act to amend Article 36 of Chapter 7 of the General Statutes, relating to the county criminal court of Anson County.

H. B. 1265, an act to amend Chapter 1281 of the Session Laws of 1957, relating to examinations held by the civil service board of the city of New Bern.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 465, a bill relative to inventories of decedents' lock boxes.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Crew, for the Committee on Judiciary No. 1:

S. B. 379, a bill to amend General Statutes 1-362 and General Statutes 1-440.21(a)(2), to make up to fifty per cent of a debtor's earnings for personal services subject to execution and garnishment, with an unfavorable report.

S. B. 393, a bill to amend General Statutes 84, relating to attorneys at law, with a favorable report, as amended.

S. B. 403, a bill to make it unlawful for merchants, laundries, dry cleaners, and others to sell, transfer or deliver articles of merchandise or clothing in plastic bags, with an unfavorable report as to bill, favorable report as to committee substitute bills.

S. B. 468, a bill to amend Article 9 of Chapter 66 of the General Statutes, relating to collection of accounts, with a favorable report, as amended.

H. B. 631, a bill to provide for the investigation of offenses involving abandonment and nonsupport of children, with a favorable report, as amended.

H. B. 667, a bill to amend Article 4, Chapter 113 of the General Statutes to provide for recovering expenses incurred as a result of a fire started through negligence, with an unfavorable report.

H. B. 902, a bill to amend General Statutes 58-44 to eliminate the requirement that bid bonds be countersigned by resident insurance agents, with a favorable report.

H. B. 929, a bill to amend Article 53 of Chapter 14 of the General Statutes so as to include therein the sale of blank cartridge pistols, with a favorable report, as amended.

H. B. 1128, a bill to amend Section 130-128 of the General Statutes of North Carolina, relating to the powers of sanitary districts, with a favorable report.

H. B. 1209, a bill to exempt Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957, relating to service of warrants in criminal actions, with a favorable report.

By Senator Stikeleather, for the Committee on Education:

H. B. 928, a bill to amend General Statutes 115-157, relating to pay of teachers on a twelve month basis upon individual teacher request rather than upon administrative unit request, with an unfavorable report.

H. B. 988, a bill increasing the membership of the Davie County Board of Education to seven members and appointing E. C. Morris a member of said board, with an unfavorable report.

By Senator Currie, for the Committee on Constitution:

S. B. 307, a bill to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina, relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 714, a bill to authorize the sheriff of Mitchell County to appoint additional deputies sheriff, with a favorable report, as amended.

By Senator Medford, for the Committee on Judiciary No. 2:

H. B. 1024, a bill to revise and reorganize the charter of the city of Greensboro, and to amend the following Sections of the General Statutes of North Carolina: General Statutes 143-129; General Statutes 147-8; General Statutes 147-9; General Statutes 160-181.1; General Statutes 105-387(a); and General Statutes 160-452, with a favorable report.

H. B. 1102, a bill to repeal Chapter 414, Session Laws of 1951, so as to provide for jury trials in the recorder's court of Randolph County as provided by Gen-

eral Statutes 7-228 and to provide for a subsequent election upon the question whether the voters of Randolph County are in favor of jury trials in said recorder's court, with a favorable report.

H. R. 1113, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theatre of North Carolina, with a favorable report, as amended.

H. B. 1127, a bill to amend General Statutes 7-70, relating to the terms of Superior Court in Franklin County, with a favorable report.

H. B. 1173, a bill to amend Article 2, Section 4(b) of Chapter 107, Private Laws of 1931, relating to the charter of the city of High Point, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Moore: S. B. 490, a bill to amend various Sections of Chapter 20 of the General Statutes entitled Motor Vehicles.

Referred to Committee on Public Roads.

By Senator Yow: S. B. 491, a bill to appropriate funds for the operation and development of Fort Fisher State Historic Site.

Referred to Committee on Appropriations.

By Senator Kirkman: S. B. 492, a bill authorizing counties and municipalities to make appropriations and levy taxes to meet the expenses of suppressing riots or insurrections or in handling any extraordinary breach of law and order, and to add to the purposes for which bonds and notes may be issued.

Referred to Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 398, a bill to amend General Statutes 153-13, relating to the compensation of the county commissioners of Gaston County, for concurrence in the House amendment.

Upon motion of Senator Cooke, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 746, a bill to amend Chapter 705 of the Session Laws of 1957, relating to the Johnston County Recorder's Court.

Referred to Committee on Counties, Cities and Towns.

H. B. 1034, a bill to amend General Statutes 18-99, relating to licenses for the sale of fortified wine in Guilford County.

Referred to Committee on Finance.

H. B. 1191, a bill to authorize and empower the city of Burlington to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the costs thereof.

Referred to Committee on Finance.

H. B. 1230, a bill providing for the appointment of a county accountant for Yancey County, fixing his salary and term of office.

Referred to Committee on Counties, Cities and Towns.

H. B. 1231, a bill to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two (.22) caliber.

Referred to Committee on Wildlife.

H. B. 1236, a bill to amend Article IV of Chapter 902 of the Session Laws of 1953, relating to the supplementary retirement system of the city of Fayetteville.

Referred to Committee on Retirement, Employment Security.

H. B. 1241, a bill to authorize the board of county commissioners of Nash County to fix the compensation for the chairman and other members of the board.

Referred to Committee on Counties, Cities and Towns.

H. B. 1244, a bill to bar the collection of taxes levied by the town of Teachey in Duplin County for the year 1948 and years prior thereto.

Referred to Committee on Finance.

H. B. 1246, a bill to amend Chapter 585 of the Public Local Laws of 1937, as amended by Chapter 650 of the Session Laws of 1947, relating to the distribution of profits from alcoholic beverage control stores in Rowan County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1247, a bill to authorize the board of county commissioners of Surry County to expend surplus funds and non-ad valorem tax revenue for the purchase of lands and the construction thereon of public and community buildings.

Referred to Committee on Counties, Cities and Towns.

H. B. 1248, a bill to fix the compensation of certain officials of Burke County, and to fix the fees to be charged by the register of deeds of said county.

Referred to Committee on Counties, Cities and Towns.

H. B. 1250, a bill to amend Chapter 13 of the Session Laws of 1953, relating to the issuance of warrants in the trial justice court of the town of Tarboro in Edgecombe County.

Referred to Committee on Judiciary No. 1.

H. B. 1251, a bill to transfer certain delinquent taxes in Edgecombe County to the General Fund.

Referred to Committee on Counties, Cities and Towns.

H. B. 1253, a bill to authorize the board of county commissioners of Montgomery County to fix the fees of justices of the peace in said county.

Referred to Committee on Counties, Cities and Towns.

H. B. 1258, a bill relating to the sale of rock fish in Halifax and Northampton Counties.

Referred to Committee on Conservation and Development.

H. B. 1281, a bill fixing the terms of office of the officials of the town of Clyde in Haywood County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1303, a bill rewriting Section 12 of Chapter 239, Public Local Laws of 1939, relating to the duties of the jury commission for Buncombe County.

Upon motion of Senator Stikeleather, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1305, a bill to amend H. B. 417, ratified the 21st day of May 1959, entitled "an act extending the corporate limits of the city of High Point and amending the charter of said city with reference to the corporate limits of said city."

Referred to Committee on Counties, Cities and Towns.

H. B. 1313, a bill to authorize a transfer of \$18,000 in funds from the current (1958-59) operating budget of Appalachian State Teachers College in order to

supplement capital improvement funds for an addition to the Library Building at said institution.

Referred to Committee on Appropriations.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 476, a bill to amend the charter of the town of Halifax in Halifax County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—45.

The bill is ordered sent to the House of Representatives.

H. B. 1083, a bill to incorporate the town of Havelock, North Carolina, in Craven County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—45.

The bill is ordered enrolled.

S. B. 484, a bill to authorize the board of commissioners of Halifax County to levy a special tax for the construction of an addition to the county courthouse to house the offices of the register of deeds and clerk of court and other county offices, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—45.

S. B. 486, a bill to authorize the board of county commissioners of New Hanover County in its discretion, to levy a tax for the construction of shore protective works, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—45.

H. B. 904, a bill to amend Chapter 8, Public Local Laws of 1931, creating and establishing the Salisbury-Rowan County Peace Officers' Protective Association, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—45.

H. B. 1080, a bill striking out the last sentence of the exception contained in Section 1, Chapter 205, Private Laws of 1929, and repealing all of Chapter 191, Private Laws of 1933, and all of Chapter 647, Session Laws of 1947, relating to the corporate limits of the city of Asheville, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—45.

H. B. 1116, a bill validating and confirming the appointment, election and qualifying of the mayor and the members of the board of commissioners and other officers of the town of Huntersville and all actions and proceedings taken by any such mayor, board or officer subsequent to the 1957 regular municipal election for said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—45.

H. B. 1137, a bill amending Chapter 552, Session Laws of 1957, the same being the charter of the town of Jefferson, so as to extend the corporate limits of said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—45.

H. B. 1139, a bill to amend Chapter 334 of the Private Laws of 1907, relating to the corporate limits of the town of Garysburg, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—45.

H. B. 1149, a bill to amend General Statutes 153-9(47) to provide for the employment of the plumbing inspectors in Cumberland County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—45.

H. B. 1195, a bill creating the Carteret County Planning Commission, providing for its organization powers and duties and conferring upon the board of county commissioners and the governing bodies of the several municipalities in Carteret County the power and authority to adopt and enforce comprehensive regulations providing for the orderly growth and sound development of Carteret County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—45.

S. B. 439, a bill to provide for county-wide nomination and election of county commissioners in Halifax County, for concurrence in the House amendment.

Upon motion of Senator Crew, action on the bill is postponed until Friday, June 12, 1959.

S. B. 469, a bill amending Chapter 930, Session Laws of 1953 and Chapter 607, Session Laws of 1957, relating to the appropriation of funds by the board of commissioners of Buncombe County to the chambers of commerce of the various municipalities in Buncombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 471, a bill amending Chapter 880, Session Laws of 1951, relating to the collection of proceeds from parking meter violations in the city of Wilmington.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 478, a bill amending Chapter 708, Session Laws of 1943, as amended by Chapter 602, Session Laws of 1945, so as to require New Hanover County Alcoholic Beverage Control Board to pay into the retirement system for employees of the city of Wilmington the amount found necessary and actually paid by the city of Wilmington in behalf of the employees of said board.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 479, a bill authorizing the governing body of the city of Wilmington to adopt building, gas, heating and electrical codes by reference.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 480, a bill to amend General Statutes 152-5, relating to the compensation of the coroner of New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 481, a bill ratifying and confirming the nominations and elections of members of the Harnett County Board of Commissioners for the years 1948, 1950, 1952, 1954, 1956 and 1958.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 856, a bill to amend Chapter 82 of the General Statutes, relating to wreck districts and commissioners of wrecks so far as the same relates to Dare County.

Passes its second and third readings and is ordered enrolled.

H. B. 962, a bill to amend Chapter 152 of the General Statutes and Chapter 95, Session Laws of 1955, with respect to the compensation of the Forsyth County coroner.

Passes its second and third readings and is ordered enrolled.

H. B. 975, a bill to amend Article 1 of Chapter 118 of the General Statutes of North Carolina, relating to the firemen's relief fund of the city of Henderson.

Passes its second and third readings and is ordered enrolled.

H. B. 984, a bill relating to the compensation of the members of the board of commissioners of Moore County.

Passes its second and third readings and is ordered enrolled.

H. B. 1017, a bill to regulate the purchase, owning and registration of firearms in McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1025, a bill authorizing the qualified voters of the town of Gibsonville to vote upon the establishment of liquor control stores in the town of Gibsonville.

Passes its second and third readings and is ordered enrolled.

H. B. 1043, a bill providing for nominating candidates for office in Yancey County and to exempt Yancey County from the provisions of the Statewide primary laws.

Passes its second and third readings and is ordered enrolled.

H. B. 1053, a bill to require the removal of abandoned boats or other watercraft along the shores or in the waters of Pasquotank River in Camden or Pasquotank Counties.

Passes its second and third readings and is ordered enrolled.

H. B. 1063, a bill amending General Statutes 160-346, relating to the salaries of the members of the city council and of the mayor of the city of Fayetteville.

Passes its second and third readings and is ordered enrolled.

H. B. 1068, a bill to amend Chapter 114 of the Session Laws of 1951, relating to salaries and other allowances of certain officials of Duplin County.

Passes its second and third readings and is ordered enrolled.

H. B. 1075, a bill relating to the fees to be charged by the coroner of Watauga County.

Passes its second and third readings and is ordered enrolled.

H. B. 1122, a bill to authorize the board of county commissioners of Rowan County to license and regulate all vehicles operated for hire in unincorporated cities and towns in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 1145, a bill to regulate the compensation of the members of the board of aldermen of the city of Sanford.

Passes its second and third readings and is ordered enrolled.

H. B. 1148, a bill to authorize the county commissioners of Cumberland County to fix the fees and commissions to be charged by the clerk of Superior Court, the sheriff and register of deeds of Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 1155, a bill to authorize the board of county commissioners of Currituck County to appoint special county law enforcement officers.

Passes its second and third readings and is ordered enrolled.

H. B. 1156, a bill fixing the compensation of the sub-recorder of the Union County Recorder's Court.

Passes its second and third readings and is ordered enrolled.

H. B. 1157, a bill relating to forms and registrations of warrants issued by justices of the peace in Hertford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1158, a bill to provide for the exercise of the powers of police officers beyond the corporate limits of the town of Ahoskie in Hertford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1160, a bill to amend Section 7-186 of the General Statutes, relating to election of recorder of the municipal recorder's court in the town of Graham.

Passes its second and third readings and is ordered enrolled.

H. B. 1163, a bill to amend Chapter 465 of the Session Laws of 1955, relating to the salaries of certain officials of Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 1168, a bill to amend Chapter 566, Session Laws of 1957, relating to the compensation of the judge and solicitor of the recorder's court of Rutherford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1174, a bill to create a bird sanctuary within the territorial limits of Cove City in Craven County.

Passes its second and third readings and is ordered enrolled.

H. B. 1175, a bill to authorize the city council of the city of Laurinburg to convey certain property to the Scotland County Memorial Library.

Passes its second and third readings and is ordered enrolled.

H. B. 1176, a bill to amend General Statutes 7-70 as the same relates to Person County, so as to designate the May term of Superior Court in Person County as a civil term.

Passes its second and third readings and is ordered enrolled.

H. B. 1177, a bill to establish and fix the salaries of the mayor and members of the board of commissioners of the town of Mocksville.

Passes its second and third readings and is ordered enrolled.

H. B. 1178, a bill to transfer certain delinquent taxes in Montgomery County to the General Fund.

Passes its second and third readings and is ordered enrolled.

H. B. 1182, a bill to fix the compensation of the chairman and members of the board of county commissioners of Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 1193, a bill amending Chapter 1288, Session Laws of 1955, and fixing the salaries of the judge and solicitor of the police court of the city of Asheville.

Passes its second and third readings and is ordered enrolled.

H. B. 1196, a bill to amend Chapter 404 of the Session Laws of North Carolina 1955 amending the charter of the town of Beaufort, relating to the first meeting of the board of commissioners following their election.

Passes its second and third readings and is ordered enrolled.

H. B. 1200, a bill to direct the disposition of delinquent taxes collected in behalf of Chowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 1201, a bill to amend Chapter 7 of the General Statutes of North Carolina, relating to fees of justices of the peace in Chowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 1202, a bill relating to the Johnston County Peace Officers' Relief Association.

Upon motion of Senator Yow, the bill is re-referred to the Committee on Counties, Cities and Towns.

H. B. 1205, a bill to fix the compensation of the members of the Elizabeth City City Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 1211, a bill to amend H. B. 71, ratified the 26th of March, 1959, relating to the fees of jurors in Swain County.

Passes its second and third readings and is ordered enrolled.

H. B. 1213, a bill to amend Chapter 1207 of the Session Laws of 1957, relating to the operation of juke boxes in Northampton County.

Passes its second and third readings and is ordered enrolled.

H. B. 1214, a bill relating to compensation of elective and appointive officials of Northampton County.

Passes its second and third readings and is ordered enrolled.

H. B. 1215, a bill modifying General Statutes 115-90 and other provisions of law so as to authorize the county board of education of Moore County to elect a vice-chairman of the board and permit the vice-chairman to sign warrants or vouchers in lieu of the chairman of said board.

Passes its second and third readings and is ordered enrolled.

H. B. 1216, a bill to amend Chapter 1040 of the Session Laws of 1945 to make the provisions thereof applicable to Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 1218, a bill amending Chapter 655, Session Laws of 1951, as amended, relating to the commissions of the sheriff of Hyde County as tax collector.

Passes its second and third readings and is ordered enrolled.

H. B. 1222, a bill to repeal Chapter 747 of the Session Laws of 1945, to provide for the appointment of the Anson County jailer, and to make provision for the operation of the Anson County jail.

Passes its second and third readings and is ordered enrolled.

H. B. 1224, a bill to amend General Statutes 153-9 so as to authorize the board of county commissioners of Lenoir County to appropriate funds to assist the volunteer fire department in the Wheat Swamp community of Lenoir County. if and when the same is organized.

Passes its second and third readings and is ordered enrolled.

H. B. 1225, a bill to amend General Statutes 152-5, relating to the fees of coroners in Polk County.

Passes its second and third readings and is ordered enrolled.

H. B. 1270, a bill to authorize the board of county commissioners of Clay County to turn into the general fund certain delinquent taxes upon the collection of the same.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER

The hour having arrived for the consideration of the Special Order, the President lays before the Senate Special Order, it being H. B. 9, a bill to make appropriations for the maintenance of the State's departments, bureaus, institutions, and agencies, and for other purposes.

Senators Hamilton, Jordan and Williams offer an amendment.

Upon the adoption of the amendment Senator Jordan calls for the "ayes" and "noes."

The call is sustained.

The amendment fails of adoption by roll call vote, ayes 17, noes 32, as follows:

Those voting in the affirmative are: Senators Alford, Canipe, Currie of Moore, Hamilton, Henkel, Humber, Jolly, Jordan, Lackey, Morgan of Harnett, Shelton, Simpkins, Snow, Thomas, Whitley, Williams, Williamson—17.

Those voting in the negative are: Senators Andrews, Bason, Bell, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Rose, Ross, Rutledge, Stikeleather, Thomason, Warren, Winslow, Yow—32.

The bill passes its second and third readings and is ordered enrolled.

H. B. 1229, a bill validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election, notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—45.

The bill is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 11 o'clock.

ONE HUNDRED ELEVENTH DAY

SENATE CHAMBER,
Friday, June 12, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Copeland, H. B. 1313, a bill to authorize a transfer of \$18,000 in funds from the current (1958-59) operating budget of Appalachian

State Teachers College in order to supplement capital improvement funds for an addition to the library building at said institution, is taken from the Committee on Appropriations and placed upon today's Calendar.

COMMITTEE APPOINTMENT

The President announces the appointment of the following members to the Committee on Calendar: Senators Morgan of Cleveland, Chairman, Blackburn, Copeland, Crew, Currie of Durham, Kirkman, Medford, Rose, Shelton, Stikeleather and Thomas.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 398, an act to amend General Statutes 153-13 relating to the compensation of the county commissioners of Gaston County.

S. B. 424, an act to provide for the appointment of a veterans service officer in Yancey County and to fix his salary, and to provide that the register of deeds of Yancey County shall be paid a monthly salary of not less than seventy-five dollars for services as clerk to the board of county commissioners.

S. B. 446, an act to authorize the town council of the town of Tarboro to charge off unsecured personal property, poll and dog taxes which are ten or more years delinquent.

H. B. 35, an act to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building.

H. B. 58, an act amending sub-Section (b) of General Statutes 120-3.1 relating to travel allowances for members of the General Assembly.

H. B. 369, an act to amend General Statutes 153-9 so as to authorize counties to appoint a county building inspector.

H. B. 856, an act to amend Chapter 82 of the General Statutes relating to wreck districts and commissioners of wrecks so far as the same relates to Dare County.

H. B. 962, an act to amend Chapter 152 of the General Statutes and Chapter 95, Session Laws of 1955, with respect to the compensation of the Forsyth County coroner.

H. B. 975, an act to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the firemen's relief fund of the city of Henderson.

H. B. 984, an act relating to the compensation of the members of the board of commissioners of Moore County.

H. B. 1017, an act to regulate the purchase, owning and registration of firearms in McDowell County.

H. B. 1025, an act authorizing the qualified voters of the town of Gibsonville to vote upon the establishment of liquor control stores in the town of Gibsonville.

H. B. 1043, an act providing for nominating candidates for office in Yancey County and to exempt Yancey County from the provisions of the Statewide Primary Laws.

H. B. 1053, an act to require the removal of abandoned boats or other watercraft along the shores or in the waters of the Pasquotank River in Camden or Pasquotank Counties.

H. B. 1063, an act amending General Statutes 160-346 relating to the salaries of the members of the city council and of the mayor of the city of Fayetteville.

H. B. 1068, an act to amend Chapter 114 of the Session Laws of 1951 relating to salaries and other allowances of certain officials of Duplin County.

H. B. 1075, an act relating to the fees to be charged by the coroner of Watauga County.

H. B. 1083, an act to incorporate the town of Havelock, North Carolina, in Craven County.

H. B. 1122, an act to authorize the board of county commissioners of Rowan County to license and regulate all vehicles operated for hire in unincorporated cities and towns in said county.

H. B. 1145, an act to regulate the compensation of the members of the board of aldermen of the city of Sanford.

H. B. 1148, an act to authorize the county commissioners of Cumberland County to fix the fees and commissions to be charged by the clerk of Superior Court, the sheriff and register of deeds of Cumberland County.

H. B. 1155, an act to authorize the board of county commissioners of Currituck County to appoint special county law enforcement officers.

H. B. 1156, an act fixing the compensation of the sub-recorder of the Union County Recorder's Court.

H. B. 1157, an act relating to forms and registrations of warrants issued by justices of the peace in Hertford County.

H. B. 1158, an act to provide for the exercise of the powers of police officers beyond the corporate limits of the town of Ahsokie in Hertford County.

H. B. 1160, an act to amend Section 7-186 of the General Statutes relating to election of recorder of the municipal recorder's court in the town of Graham.

H. B. 1163, an act to amend Chapter 465 of the Session Laws of 1955 relating to the salaries of certain officials of Mecklenburg County.

H. B. 1168, an act to amend Chapter 566, Session Laws of 1957, relating to the compensation of the judge and solicitor of the recorder's court of Rutherford County.

H. B. 1174, an act to create a bird sanctuary within the territorial limits of Cove City in Craven County.

H. B. 1175, an act to authorize the city council of the city of Laurinburg to convey certain property to the Scotland County Memorial Library.

H. B. 1176, an act to amend General Statutes 7-70 as the same relates to Person County, so as to designate the May term of Superior Court in Person County as a civil term.

H. B. 1177, an act to establish and fix the salaries of the mayor and members of the board of commissioners of the town of Mocksville.

H. B. 1178, an act to transfer certain delinquent taxes in Montgomery County to the general fund.

H. B. 1182, an act to fix the compensation of the chairman and members of the board of county commissioners of Cumberland County.

H. B. 1193, an act amending Chapter 1288, Session Laws of 1955 and fixing the salaries of the judge and solicitor of the police court of the city of Asheville.

H. B. 1196, an act to amend Chapter 404 of the Session Laws of North Carolina 1955 amending the charter of the town of Beaufort relating to the first meeting of the board of commissioners following their election.

H. B. 1200, an act to direct the disposition of delinquent taxes collected in behalf of Chowan County.

H. B. 1201, an act to amend Chapter 7 of the General Statutes of North Carolina relating to fees of justices of the peace in Chowan County.

H. B. 1205, an act to fix the compensation of the members of the Elizabeth City City Board of Education.

H. B. 1211, an act to amend H. B. 71, ratified the 26th of March, 1959, relating to the fees of jurors in Swain County.

H. B. 1213, an act to amend Chapter 1207 of the Session Laws of 1957 relating to the operation of juke boxes in Northampton County.

H. B. 1214, an act relating to compensation of elective and appointive officials of Northampton County.

H. B. 1215, an act modifying General Statutes 115-90 and other provisions of law so as to authorize the county board of education of Moore County to elect a vice-chairman of the board and permit the vice-chairman to sign warrants or vouchers in lieu of the chairman of said board.

H. B. 1216, an act to amend Chapter 1040 of the Session Laws of 1945 to make the provisions thereof applicable to Wake County.

H. B. 1218, an act amending Chapter 655, Session Laws of 1951, as amended, relating to the commissions of the sheriff of Hyde County as tax collector.

H. B. 1222, an act to repeal Chapter 747 of the Session Laws of 1945, to provide for the appointment of the Anson County jailer, and to make provision for the operation of the Anson County jail.

H. B. 1224, an act to amend General Statutes 153-9 so as to authorize the board of county commissioners of Lenoir County to appropriate funds to assist the volunteer fire department in the Wheat Swamp Community of Lenoir County, if and when the same is organized.

H. B. 1225, an act to amend General Statutes 152-5 relating to the fees of coroners in Polk County.

H. B. 1229, an act validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election, notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes.

H. B. 1270, an act to authorize the board of county commissioners of Clay County to turn into the general fund certain delinquent taxes upon the collection of the same.

H. B. 1303, an act rewriting Section 12 of Chapter 239, Public Local Laws of 1939, relating to the duties of the jury commission for Buncombe County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Rose, for the Committee on Agriculture:

H. B. 347, a bill amending certain Sections of Article 9, Chapter 106 of the General Statutes, relating to commercial feeding stuffs, with a favorable report.

H. B. 1194, a bill to amend H. B. 525 relating to drainage and drainage districts ratified May 22, 1959, with a favorable report.

H. B. 804, a bill to amend General Statutes 153-9 so as to authorize the county commissioners in several named counties to assist financially the soil conservation services, with a favorable report, as amended.

By Senator Yow, for the Committee on Counties, Cities and Towns.:

H. B. 746, a bill to amend Chapter 705 of the Session Laws of 1957, relating to the Johnston County Recorder's Court, with a favorable report.

H. B. 860, a bill authorizing the deputy sheriff or officer on duty as desk sergeant in Concord to issue warrants returnable before justices of the peace or any inferior court in said county, with a favorable report.

H. B. 1098, a bill relating to the terms of agricultural tenancies in Person County, with a favorable report.

H. B. 1162, a bill to fix the compensation of certain officials of Franklin County and to fix certain fees to be charged in said county, with a favorable report.

H. B. 1165, a bill to permit certain emergency vehicles to use sirens and other special warning devices in certain counties, with a favorable report.

H. B. 1230, a bill providing for the appointment of a county accountant for Yancey County, fixing his salary and term of office, with a favorable report, as amended.

H. B. 1241, a bill to authorize the board of county commissioners of Nash County to fix the compensation for the chairman and other members of the board, with a favorable report.

H. B. 1246, a bill to amend Chapter 585 of the Public Local Laws of 1937, as amended by Chapter 650 of the Session Laws of 1947, relating to the distribution of profits from alcoholic beverage control stores in Rowan County, with a favorable report.

H. B. 1247, a bill to authorize the board of county commissioners of Surry County to expend surplus funds and non-ad valorem tax revenue for the purchase of lands and the construction thereon of public and community buildings, with a favorable report.

H. B. 1248, a bill to fix the compensation of certain officials of Burke County, and to fix the fees to be charged by the register of deeds of said county, with a favorable report.

H. B. 1251, a bill to transfer certain delinquent taxes in Edgecombe County to the general fund, with a favorable report.

H. B. 1253, a bill to authorize the board of county commissioners of Montgomery County to fix the fees of justices of the peace in said county, with a favorable report.

H. R. 1264, a joint resolution inviting the citizens of North Carolina to consider the advantages of retiring in counties comprising the Thirty-Third Senatorial District of North Carolina, with a favorable report.

H. B. 1281, a bill fixing the terms of office of the officials of the town of Clyde in Haywood County, with a favorable report.

H. B. 1293, a bill validating and confirming official acts of the deputy register of deeds of Watauga County performed in the name of the register of deeds, with a favorable report.

H. B. 1305, a bill to amend H. B. 417 ratified the 21st day of May, 1959, entitled "An Act extending the corporate limits of the city of High Point and amending the charter of said city with reference to the corporate limits of said city," with a favorable report.

By Senator Kirkman, for the Committee on Finance:

S. B. 419, a bill relating to the franchise tax on piped gas companies, with an unfavorable report.

S. B. 466, a bill to exempt certain annuities from inclusion in the gross value of estates for inheritance tax purposes, with a favorable report.

S. B. 492, a bill authorizing counties and municipalities to make appropriations and levy taxes to meet the expenses of suppressing riots or insurrections or in handling any extraordinary breach of law and order and to add to the purposes for which bonds and notes may be issued, with a favorable report.

H. B. 788, a bill to authorize the issuance of school building bonds and notes in behalf of the Wadesboro City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes, with a favorable report.

H. B. 796, a bill to amend Chapter 20 of the General Statutes, providing for the classification, licensing and registration of automobile utility trailers, with a favorable report, as amended.

H. B. 1034, a bill to amend General Statutes 18-99 relating to licenses for the sale of fortified wine in Guilford County, with a favorable report.

H. B. 1064, a bill to amend Article 13C of Chapter 131 of the General Statutes relating to county hospital districts, with a favorable report.

H. B. 1191, a bill to authorize and empower the city of Burlington to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the costs thereof, with a favorable report.

H. B. 1220, a bill to authorize the board of county commissioners of Anson County to levy an additional industrial development tax subject to a referendum of the people, with a favorable report.

H. B. 1244, a bill to bar the collection of taxes levied by the town of Teachy in Duplin County for the year 1948 and years prior thereto, with a favorable report.

By Senator Moore, for the Committee on Public Roads:

S. B. 474, a bill to authorize the State Highway Commission to establish the speed limit at 65 miles per hour on certain highways, with a favorable report.

S. B. 490, a bill to amend various Sections of Chapter 20 of the General Statutes entitled Motor Vehicles, with a favorable report.

By Senator Hamilton, for the Committee on Retirement, Employment Security:

H. B. 1236, a bill to amend Article IV of Chapter 902 of the Session Laws of 1953 relating to the supplementary retirement system of the city of Fayetteville, with a favorable report.

By Senator Winslow, for the Committee on Wildlife:

S. B. 411, a bill to amend General Statutes 113-102 relating to rabbit hunting and trapping, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Thomas: S. B. 493, a bill to amend Chapter 352 of the Private Laws of North Carolina, Session of 1899, being an act to amend and consolidate the charter of the town of Monroe, and to amend Chapter 641, Session Laws of North Carolina, 1949, relating to the charter of the city of Monroe.

Upon motion of Senator Thomas, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Thomas: S. B. 494, a bill to amend General Statutes 7-134.1 relating to the cost of furnishing justices of the peace with printed warrants and receipt books in Union County.

Referred to Committee on Calendar.

By Senator Crew: S. B. 495, a bill to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes, relating to false advertising as to going-out-of-business sales so as to make the same applicable to Halifax County.

Referred to Committee on Calendar.

By Senator Crew: S. B. 496, a bill to provide for treatment of self-inflicted injuries upon an inmate of the State Prison System when consent is refused by the inmate.

Referred to Committee on Calendar.

By Senator Crew: S. B. 497, a bill to provide for the punishment of inmates of the State Prison System who inflict or assist in the infliction of self-injury resulting in incapacity to perform assigned duties.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 550, a bill to amend Chapter 64 of the General Statutes, relating to property rights of aliens.

Referred to Committee on Calendar.

H. B. 682, a bill to rewrite Article 38 of Chapter 105 of the General Statutes to provide that all payments received from the Tennessee Valley Authority in lieu of taxes shall be distributed to local governments.

Referred to Committee on Calendar.

H. B. 890, a bill to fix the salaries of the chairman and other members of the board of county commissioners of Carteret County.

Referred to Committee on Calendar.

H. B. 1167, a bill to amend Chapter 1427 of the Session Laws of 1957, relating to contributions to the Western North Carolina Regional Planning Commission.

Referred to Committee on Calendar.

H. B. 944, a bill to amend General Statutes 53-43 and General Statutes 53-44 so as to provide that obligations of the Federal Home Loan Banks shall be authorized as security for all deposits of public funds in the State of North Carolina.

Referred to Committee on Calendar.

H. B. 1198, a bill extending the territorial jurisdiction of the police department of the city of Asheville to the new Asheville Airport located in Henderson and Buncombe Counties and to make the ordinances of the city of Asheville and the privilege license schedules of said city applicable to the property constituting said Airport.

Referred to Committee on Calendar.

H. B. 1234, a bill to amend Article 17 of Chapter 66 of the General Statutes relating to closing-out sales.

Referred to Committee on Calendar.

H. B. 1235, a bill to provide for the consolidation and merger of the town of Bertie and the town of Windsor and to extend the limits of the town of Windsor.

Referred to Committee on Calendar.

H. B. 1257, a bill to amend the charter of the town of Halifax.

Referred to Committee on Calendar.

H. B. 1266, a bill to amend H. B. 217, ratified on March 24, 1959, and to repeal H. B. 903, ratified on May 21, 1959, relating to the membership of the Yancey County Board of Education.

Referred to Committee on Calendar.

H. B. 1306, a bill amending the charter of the town of Bridgeton, in Craven County, by repealing the Statute requiring the nomination of candidates for municipal offices by primary elections, and fixing the date for general municipal elections in said town.

Referred to Committee on Calendar.

H. B. 1301, a bill authorizing the Onslow County Board of Education to convey to the city of Jacksonville certain lands for recreational purposes.

Upon motion of Senator Hamilton, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 484, a bill to authorize the board of commissioners of Halifax County to levy a special tax for the construction of an addition to the county courthouse to house the offices of the register of deeds and clerk of court and other county offices, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered sent to the House of Representatives.

S. B. 486, a bill to authorize the board of county commissioners of New Hanover County, in its discretion, to levy a tax for the construction of shore protective works, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered sent to the House of Representatives.

H. B. 904, a bill to amend Chapter 8, Public Local Laws of 1931, creating and establishing the Salisbury-Rowan County Peace Officers' Protective Association, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan,

Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 1004, a bill to provide for the revaluation and reassessment of real and personal property in Stanly County for ad valorem tax purposes and to authorize the levy of a special tax to pay the expenses thereof.

Upon motion of Senator Williams, action on the bill is postponed until June 16, 1959.

H. B. 1080, a bill striking out the last sentence of the exception contained in Section 1, Chapter 205, Private Laws of 1929, and repealing all of Chapter 191, Private Laws of 1933 and all of Chapter 647, Session Laws of 1947, relating to the corporate limits of the city of Asheville, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes, 0 as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 1116, a bill validating and confirming the appointment, election and qualifying of the mayor and the members of the board of commissioners and other officers of the town of Huntersville and all actions and proceedings taken by any such mayor, board or officer subsequent to the 1957 regular municipal election for said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 1137, a bill amending Chapter 552, Session Laws of 1957, the same being the charter of the town of Jefferson, so as to extend the corporate limits of said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

H. B. 1139, a bill to amend Chapter 334 of the Private Laws of 1907 relating to the corporate limits of the town of Garysburg, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 1149, a bill to amend General Statutes 153-9 (47) to provide for the employment of the plumbing inspectors in Cumberland County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 1195, a bill creating the Carteret County Planning Commission, providing for its organization powers and duties, and conferring upon the board of county commissioners and the governing bodies of the several municipalities in Carteret County the power and authority to adopt and enforce comprehensive regulations providing for the orderly growth and sound development of Carteret County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

The bill is ordered enrolled.

H. B. 1024, a bill to revise and reorganize the charter of the city of Greensboro, and to amend the following Sections of the General Statutes of North Carolina: General Statutes 143-129; General Statutes 147-8; General Statutes 147-9; General Statutes 160-181.1; General Statutes 105-387(a); and General Statutes 160-452, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

H. B. 1128, a bill to amend Section 130-128 of the General Statutes of North Carolina relating to the powers of sanitary districts (Dare County), upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

H. B. 714, a bill to authorize the sheriff of Mitchell County to appoint additional deputies sheriff.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1102, a bill to repeal Chapter 414, Session Laws of 1951 so as to provide for jury trials in the recorder's court of Randolph County as provided by General Statutes 7-228 and to provide for a subsequent election upon the question whether the voters of Randolph County are in favor of jury trials in said recorder's court.

Senator Morgan of Harnett offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1127, a bill to amend General Statutes 7-70 relating to the terms of Superior Court in Franklin County.

Senator Jolly offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1173, a bill to amend Article 2, Section 4(b) of Chapter 107 Private Laws of 1931, relating to the charter of the city of High Point.

Passes its second and third readings and is ordered enrolled.

H. B. 1209, a bill to exempt Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957 relating to service of warrants in criminal actions.

Passes its second and third readings and is ordered enrolled.

S. B. 94, a bill to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

Upon motion of Senator Currie of Durham, action on the bill is postponed until Tuesday, June 16, 1959.

S. B. 307, a bill to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina, relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

Upon motion of Senator Currie of Durham, action on the bill is postponed until Tuesday, June 16, 1959.

S. B. 15, a bill to amend and supplement "The Revenue Act," being sub-Chapter 1 of Chapter 105 of the General Statutes.

Upon motion of Senator Kirkman, action on the bill is postponed until Tuesday, June 16, 1959.

H. B. 773, a bill to regulate the operation of watercraft on the waters of the State, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 5, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Blackburn, Canipe, Copeland, Crews, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Warren, Whitley, Williamson, Winslow—41.

Those voting in the negative are: Senators Cooke, Frink, Kesler, Williams, Yow—5.

Upon motion of Senator Yow, action on the bill is postponed until Tuesday, June 16, 1959.

H. B. 929, a bill to amend Article 53 of Chapter 14 of the General Statutes so as to include therein the sale of blank cartridge pistols.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Warren, Whitley, Williams, Yow—46.

S. B. 14, a bill to make appropriations for the maintenance of the State's departments, bureaus, institutions, and agencies, and for other purposes.

Upon motion of Senator Copeland, action on the bill is postponed indefinitely.

S. B. 33, a bill authorizing the Governor and Council of State to furnish Replacement Volumes 2C and 3B of the General Statutes of North Carolina to the justices of the Supreme Court, the judges and solicitors of the Superior Courts, the Supreme Court Library and other State officials and agencies.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 101, a bill to provide for the microfilming of county records of permanent value for security purposes.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 111, a bill to amend General Statutes 15-201 to provide per diem compensation for members of the State Probation Commission.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 139, a bill to amend Chapter 131 of the General Statutes relating to student loan funds administered by the North Carolina Medical Care Commission.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 199, a bill to hear and determine on its merits the claim of Clifford John Toliver.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 247, a bill amending General Statutes 7-68 so as to divide the 9th Solicitorial District into two districts designated as "Solicitorial District No. 9" and "Solicitorial District No. 9A," and to provide for the appointment and election of the solicitor for District No. 9A.

The amendment offered by the Committee is adopted.

Senator Moore offers an amendment which is adopted.

Senator Jolly moves that action on the bill be postponed until Tuesday, June 16, 1959.

The motion fails to prevail.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

H. B. 1313, a bill to authorize a transfer of \$18,000 in funds from the current (1958-59) operating budget of Appalachian State Teachers College in order to supplement capital improvement funds for an addition to the library building at said institution.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate recesses to meet this afternoon at 2 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Friday, June 12, 1959.

The Senate meets pursuant to recess, and is called to order by President pro tempore Robert Morgan of Cleveland.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Williams, for the Committee on Election Laws and Senatorial Districts:

H. B. 76, a bill to amend the law relating to primary elections for the purpose of providing a method of filling the vacancy where a candidate dies before a primary election is held, with a favorable report.

H. B. 77, a bill to amend General Statutes 163-140 so as to provide for a second primary to be held to nominate a candidate where two candidates received a tie vote in the first primary, with a favorable report.

H. B. 78, a bill to amend Chapter 163 of the General Statutes of North Carolina so as to make certain corrections and clarifications in the election laws, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Cooke: S. B. 498, a bill to require financial responsibility certified to the Utilities Commission or the Interstate Commerce Commission to conform to the Vehicles Financial Responsibility Act of 1957.

Referred to Committee on Calendar.

By Senator Crew: S. B. 499, a bill amending General Statutes 120-33, relating to the compensation of clerks to the committees on finance and appropriations of each House of the General Assembly and of the secretaries to the Speaker of the House of Representatives and the Lieutenant Governor.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1299, a bill amending Chapter 1097, Session Laws of 1953, relating to the Emergency Reserve Fund for law enforcement officers in Cabarrus County.

Referred to Committee on Calendar.

H. B. 1300, a bill to amend Chapter 47 of the General Statutes, relating to the probate and recording of instruments by the clerks of Superior Court and registers of deeds of Cabarrus County.

Referred to Committee on Calendar.

H. B. 1317, a bill authorizing the Burke County Board of Education and the town of Morganton to make an exchange of parcels of real property having equal appraised values, without public sale.

Upon motion of Senator Lackey, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Friday, June 12, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of S. B. 439, entitled "a bill to provide for county-wide nomination and election of county commissioners in Halifax County," for further consideration.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Crew, the bill is ordered returned to the House of Representatives, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 259, a bill to make appropriations so as to provide social security coverage for State law enforcement officers who are members of the Law Enforcement Officers' Benefit and Retirement Fund.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 308, a bill to provide for setting up and operating a program of performance testing of beef cattle.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 318, a bill to authorize the expenditure of not to exceed \$150,000 out of the Contingency and Emergency Fund for the construction of Shore Protective Works.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 365, a bill to make available funds to provide for payment of the employer's contributions in securing retroactive social security coverage for justices of the Supreme Court and judges of the Superior Court.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 322, a bill amending General Statutes 7-68 so as to divide the Fourteenth District into two districts, designated as "Solicitorial District No. 14" and "Solicitorial District No. 14A," and to provide for the appointment and election of the solicitor for District No. 14A.

The amendments offered by the Committee are adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 393, a bill to amend General Statutes 84, relating to attorneys at Law.

Upon motion of Senator Crew, action on the bill is postponed until Tuesday, June 16, 1959.

S. B. 403, a bill to make it unlawful for laundries and dry cleaners to deliver articles of merchandise or clothing in plastic bags.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Crew, action on the bill is postponed until Tuesday, June 16, 1959.

S. B. 376, a bill to appropriate the sum of Twenty Thousand Dollars (\$20,000.00) to North Carolina State College to establish the position of an extension wildlife specialist.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 417, a bill to provide for the retention of certain capital improvement funds by the Department of Agriculture for capital improvements on the North Carolina State Fairgrounds.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 468, a bill to amend Article 9 of Chapter 66 of the General Statutes, relating to collection of accounts.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 51, a bill to amend General Statutes 35-3, relating to certificates from hospitals for the insane.

Passes its second and third readings and is ordered enrolled.

H. B. 52, a bill to amend Chapter 122 of the General Statutes, relating to hospitals for the mentally disordered.

Passes its second and third readings and is ordered enrolled.

H. B. 60, a bill to enact the Interstate Compact on Mental Health.

Passes its second and third readings and is ordered enrolled.

H. B. 246, a bill to reimburse Robert James of Davie County for injuries received by him in aiding an officer in the arrest of one Jack Peacock.

The amendment offered by the Committee is adopted.

Senator Copeland offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 257, a bill to create the Historic Bath Commission for the purpose of the acquisition, repair and maintenance of historic sites in the town of Bath in Beaufort County.

Passes its second and third readings and is ordered enrolled.

H. B. 264, a bill to amend General Statutes 112-19, relating to the eligibility of certain widows of Confederate soldiers to be placed on the Class B pension roll.

Passes its second and third readings and is ordered enrolled.

H. B. 496, a bill to amend Chapter 122 of the General Statutes so as to provide for the Western Carolina Training School for mentally retarded children.

Passes its second and third readings and is ordered enrolled.

H. B. 517, a bill to authorize the Governor, with the approval of the Council of State, to convey certain land to Wilson County.

Upon motion of Senator Copeland, the bill is re-referred to the Committee on Calendar.

H. B. 604, a bill to amend Chapter 50 of the General Statutes of North Carolina to establish limited residence for military personnel.

Upon motion of Senator Rose, action on the bill is postponed until Monday, June 15, 1959.

H. B. 631, a bill to provide for the investigation of offenses involving abandonment and nonsupport of children.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Peel to its third reading, the bill remains upon the Calendar.

H. B. 776, a bill to amend General Statutes 103-4 so as to designate November 11th as Veterans Day.

Passes its second and third readings and is ordered enrolled.

H. B. 820, a bill to amend Chapter 135 of the General Statutes, relating to the Teachers' and State Employees' Retirement System, so as to permit retirement coverage of employees of certain licensing and examining boards.

Passes its second and third readings and is ordered enrolled.

H. B. 902, a bill to amend General Statutes 58-44 to eliminate the requirement that bid bonds be countersigned by resident insurance agents.

Passes its second and third readings and is ordered enrolled.

H. B. 803, a bill to amend General Statutes 28-173, relating to the application of amounts recovered in actions for wrongful death.

Senator Williams offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 871, a bill to provide that the board of county commissioners shall fill vacancies in the board in certain counties.

The amendments offered by the Committee are adopted.

Senator Mercer offers an amendment which is adopted.

The bill, as amended passes its second reading.

Upon objection of Senator Morgan of Harnett to its third reading, the bill remains upon the Calendar.

H. B. 913, a bill to authroize veterans guardians and general guardians to deposit funds belonging to their wards in federally insured banks at interest.

Passes its second and third readings and is ordered enrolled.

H. B. 931, a bill amending General Statutes 115-146 so as to provide that principals and teachers in the public schools may use reasonable force in the exercise of lawful authority.

Passes its second and third readings and is ordered enrolled.

H. B. 963, a bill amending the code of criminal procedure so as to provide that the defendant may appeal from a suspended sentence under the same rules as from any other judgment in a criminal case.

Passes its second and third readings and is ordered enrolled.

H. B. 964, a bill amending Article 20 of Chapter 15 of the General Statutes so as to require the solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a bill of particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated.

The bill passes its second reading.

Upon objection of Senator Hancock to its third reading, the bill remains upon the Calendar.

H. B. 976, a bill to amend General Statutes 14-401.5, relating to the practice of phrenology in certain counties.

Passes its second and third readings and is ordered enrolled.

H. B. 1016, a bill to amend General Statutes 35-40, relating to the membership of the Eugenics Board of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1020, a bill to amend General Statutes 135-20 so as to make clear the legislative intent that justices of the peace and township constables are not subject to social security coverage.

Passes its second and third readings and is ordered enrolled.

H. R. 1041, a joint resolution authorizing the appointment of a commission to make a study of agricultural loan programs for grain storage facilities, including greater utilization of existing loan programs and possible needs for new programs, and to assist grain producers in securing maximum benefits.

The amendment offered by the Committee is adopted.

The resolution, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1046, a bill amending General Statutes 106-266.21 to require evidence of sale of milk below cost, rather than mere allegation thereof, in order to make prima facie case.

Passes its second and third readings and is ordered enrolled.

H. B. 1048, a bill to amend General Statutes 2-42, General Statutes 14-269 and Article 53 of Chapter 14 of the General Statutes, relating to the possession and sale of weapons.

The bill passes its second reading.

Upon objection of Senator Cooke to its third reading, the bill remains upon the Calendar.

H. B. 1070, a bill amending Chapter 552 of the 1955 Session Laws of North Carolina to allow for the completion of sewage treatment plants under construction on July 1, 1959.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1069, a bill to amend General Statutes 47-108.11, relating to validation of recorded instruments where seals have been omitted.

Passes its second and third readings and is ordered enrolled.

H. B. 1084, a bill to amend sub-Section D of Section 130-17(d) of the General Statutes of North Carolina, relating to the publication of rules and regulations adopted, amended or altered by local boards of health.

Passes its second and third readings and is ordered enrolled.

H. B. 1094, a bill to amend Chapter 47 of the General Statutes to provide for registration of a mortgage or deed of trust of a leasehold interest or other chattel real to be registered in the county where the land lies.

Passes its second and third readings and is ordered enrolled.

H. R. 1113, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theatre of North Carolina.

Senator Medford offers an amendment which is adopted.

The resolution, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1131, a bill providing for changing the names of the several State hospitals and training schools.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Forsyth, the Senate adjourns in honor of the memory of former Senator James H. Crawford of Graham County, to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

ONE HUNDRED TWELFTH DAY

SENATE CHAMBER,
Saturday, June 13, 1959.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland, the Principal Clerk S. Ray Byerly calls Senator Lanier to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Kesler for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Kirkman, the Senate adjourns to meet Monday evening at 8 o'clock.

ONE HUNDRED THIRTEENTH DAY

SENATE CHAMBER,
Monday, June 15, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Stikeleather, the courtesies of the lobby are extended to William A. Broadway of Buncombe County.

Upon motion of Senator Jordan, the courtesies of the lobby are extended to Mrs. J. Melville Broughton and Mrs. W. B. Rodman of Wake County.

Upon motion of Senator Copeland, S. B. 149, a bill to appropriate to the Department of Insurance sufficient funds with which to employ an additional fire prevention instructor, is taken from the Committee on Appropriations and re-referred to the Committee on Calendar.

Upon motion of Senator Copeland, S. B. 213, a bill to authorize a special commission to celebrate the 250th anniversary of the town of New Bern, and to make an appropriation therefor, is taken from the Committee on Appropriations and re-referred to the Committee on Calendar.

Upon motion of Senator Copeland, S. B. 229, a bill to fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to provide for the assignment of retired commissioners to emergency duty on the Commission, is taken from the Committee on Appropriations and re-referred to the Committee on Calendar.

Upon motion of Senator Copeland, S. B. 423, a bill to authorize the appointment of an assistant to the district Solicitor in districts wherein the work-load is exceptionally heavy, is taken from the Committee on Appropriations and re-referred to the Committee on Calendar.

Upon motion of Senator Copeland, S. B. 470, a bill to provide for purchase of disability insurance coverage on all State-owned motor vehicles, is taken from the Committee on Appropriations and re-referred to the Committee on Calendar.

Upon motion of Senator Copeland, H. B. 232, a bill to reimburse J. W. Ellis for personal expenses and obligations incurred in connection with an incident while carrying out his duties as an employee of the Wildlife Resources Commission, is taken from the Committee on Appropriations and re-referred to the Committee on Calendar.

Upon motion of Senator Bason, H. B. 627, a bill concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioner of Banks and investment by corporate fiduciaries of N. C. in shares of such companies, is taken from the Committee on Banking and re-referred to the Committee on Calendar.

Upon motion of Senator Crew, H. B. 755, a bill to provide for registration of sanitarians for the protection of public health, is taken from the Committee on State Government and re-referred to the Committee on Calendar.

ENGROSSED BILLS

Senator Lackey, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 101, a bill to provide for the microfilming of county records of permanent value for security purposes.

S. B. 376, a bill to appropriate the sum of twenty thousand dollars (\$20,000.00) to North Carolina State College to establish the position of an extension wildlife specialist.

S. B. 308, a bill to provide for setting up and operating a program of performance testing of beef cattle.

S. B. 468, a bill to amend Article 9 of Chapter 66 of the General Statutes, relating to collection of accounts.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Jolly, for the Committee on Local Government:

H. B. 1223, a bill to create the Franklin County Peace Officers' Relief Association, with a favorable report.

By Senator Morgan of Cleveland, for the Committee on Calendar:

S. B. 494, a bill to amend General Statutes 7-134.1, relating to the cost of furnishing justices of the peace with printed warrants and receipt books in Union County, with a favorable report.

S. B. 495, a bill to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes, relating to false advertising as to going-out-of-business sales so as to make the same applicable to Halifax County, with a favorable report.

S. B. 496, a bill to provide for treatment of self-inflicted injuries upon an inmate of the State prison system when consent is refused by the inmate, with a favorable report.

S. B. 497, a bill to provide for the punishment of inmates of the State Prison System who inflict or assist in the infliction of self-injury resulting in incapacity to perform assigned duties, with a favorable report.

S. B. 498, a bill to require financial responsibility certified to the Utilities Commission or the Interstate Commerce Commission to conform to the Vehicle Financial Responsibility Act of 1957, with a favorable report.

S. B. 499, a bill amending General Statutes 120-33, relating to the compensation of clerks to the committees on finance and appropriations of each House of the General Assembly and of the secretaries to the Speaker of the House of Representatives and the Lieutenant Governor, with an unfavorable report.

H. B. 550, a bill to amend Chapter 64 of the General Statutes, relating to property rights of aliens, with a favorable report.

H. B. 682, a bill to rewrite Article 38 of Chapter 105 of the General Statutes to provide that all payments received from the Tennessee Valley Authority in lieu of taxes shall be distributed to local governments, with a favorable report.

H. B. 944, a bill to amend General Statutes 53-43 and General Statutes 53-44 so as to provide that obligations of the Federal Home Loan Banks shall be authorized as security for all deposits of public funds in the State of North Carolina, with a favorable report.

H. B. 1167, a bill to amend Chapter 1427 of the Session Laws of 1957, relating to contributions to the Western North Carolina Regional Planning Commission, with a favorable report.

H. B. 1234, a bill to amend Article 17 of Chapter 66 of the General Statutes, relating to closing-out sales, with a favorable report.

H. B. 1235, a bill to provide for the consolidation and merger of the town of Bertie and the town of Windsor and to extend the limits of the town of Windsor, with a favorable report.

H. B. 1257, a bill to amend the charter of the town of Halifax, with a favorable report.

H. B. 1266, a bill to amend H. B. 217, ratified on March 24, 1959, and to repeal H. B. 903, ratified on May 21, 1959, relating to the membership of the Yancey County Board of Education, with a favorable report.

H. B. 1306, a bill amending the charter of the town of Bridgeton, in Craven County, by repealing the statute requiring the nomination of candidates for municipal offices by primary elections, and fixing the date for general municipal elections in said town, with a favorable report.

By Senator Yow, for the Committee on Counties, Cities and Towns:

H. B. 733, a bill to amend Chapter 422 of the Session Laws of 1957, relating to the Columbus County Law Enforcement Officers' Relief Fund, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Winslow: S. B. 500, a bill amending General Statutes 81-74 and rewriting General Statutes 81-77, relating to the storage, handling and distribution of liquid fertilizer.

Referred to Committee on Calendar.

By Senator Henkel: S. B. 501, a bill to authorize the qualified voters of the city of Statesville to determine whether alcoholic beverage control stores shall be established in said city and to prescribe the method of operation and the disposition of the net profits thereof.

Upon motion of Senator Henkel, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Reavis: S. B. 502, a bill to amend sub-Section 43 of General Statutes 153-9, relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County.

Referred to Committee on Calendar.

By Senator Forsyth: S. R. 503, a joint resolution honoring the life, memory and achievements of Dr. James H. Crawford, a former Senator and Representative in the North Carolina General Assembly.

Upon motion of Senator Forsyth, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senators Frink, Morgan of Harnett and Alford: S. B. 504, a bill to provide for discretionary suspension of operators' and chauffeurs' licenses of reckless or negligent drivers.

Referred to Committee on Calendar.

By Senator Copeland: S. B. 505, a bill authorizing the town of Murfreesboro to convey to the trustees of Murfreesboro Civic Council or Murfreesboro Civic Council, Inc., real property at private sale.

Referred to Committee on Calendar.

By Senators Copeland and Morgan of Cleveland: S. B. 506, a bill to amend Chapter 108 of the General Statutes so as to make the rules and regulations

promulgated by the board of public welfare subject to the approval of the director of the budget and the advisory budget commission.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 373, a bill authorizing municipalities with populations of 2,500 or more to zone for a distance of one mile beyond their corporate limits.

Referred to Committee on Calendar.

H. B. 447, a bill to amend various Sections of Chapter 20 of the General Statutes entitled Motor Vehicles.

Referred to Committee on Calendar.

H. B. 477, a bill to amend Chapter 150, Section 9 of the General Statutes of North Carolina so as to include within said Section the State Board of Refrigeration Examiners.

Referred to Committee on Calendar.

H. B. 1184, a bill to provide for the conduct of partisan primary elections in the town of Columbus in Polk County.

Referred to Committee on Calendar.

H. B. 950, a bill to provide for purchase of adequate liability insurance coverage on all State-owned motor vehicles under the control of the General Services Division.

Referred to Committee on Calendar.

H. B. 1033, a bill to amend General Statutes 7-111, relating to the discontinuance of domestic relations courts and providing for transfer of cases and property.

Referred to Committee on Calendar.

H. B. 970, a bill to amend General Statutes 136-20, relating to the elimination or safeguarding of grade crossings.

Referred to Committee on Calendar.

H. B. 989, a bill to amend General Statutes 157-3(2), relating to the definition of the word "City."

Referred to Committee on Calendar.

H. R. 1071, a joint resolution authorizing the Governor to appoint an advisory committee on aviation.

Referred to Committee on Calendar.

H. B. 1040, a bill to amend General Statutes 163-175 so as to make the provisions thereof relating to "single shot voting" apply to county or municipal general elections.

Referred to Committee on Calendar.

H. B. 1283, a bill to annex to Buncombe County that part of the Asheville Airport property located in Henderson County.

Referred to Committee on Calendar.

H. B. 1104, a bill to amend Article 2 of Chapter 42 of the General Statutes by adding a new Section to allow landlord's lien on crop insurance for rents and advances.

Referred to Committee on Calendar.

H. B. 1245, a bill to authorize the State to participate with the Federal Government in the protection of migratory waterfowl in Hyde County.

Referred to Committee on Calendar.

H. R. 1123, a joint resolution directing the State Board of Education to study teacher evaluation, rating, and certification.

Referred to Committee on Calendar.

H. B. 1232, a bill to authorize the board of county commissioners of Pasquotank County to fix the salaries of certain county officials.

Referred to Committee on Calendar.

H. B. 1267, a bill to amend General Statutes 9-4, relating to the drawing of jurors in Alamance County.

Referred to Committee on Calendar.

H. B. 1271, a bill to assess one dollar as a part of the cost in each civil and criminal case tried in Lincoln County for the benefit of the Lincoln County Memorial Public Library.

Referred to Committee on Calendar.

H. B. 1273, a bill rewriting Section 94 of Chapter 121, Private Laws of 1931, rewritten by Chapter 149, Session Laws of 1943, relating to the Library Board of the city of Asheville.

Referred to Committee on Calendar.

H. B. 1275, a bill to authorize the clerk and assistant clerk of the mayor's court of the town of Louisburg to issue warrants and other process.

Referred to Committee on Calendar.

H. B. 1277, a bill to amend Chapter 338, Private Laws of 1909, as amended, relating to the recorder's court of the city of Charlotte and Mecklenburg County.

Referred to Committee on Calendar.

H. B. 1278, a bill to repeal Chapter 569 of the Session Laws of 1955, relating to the destruction of pistols and guns confiscated in criminal cases in Scotland County.

Referred to Committee on Calendar.

H. B. 1279, a bill to amend General Statutes 152-1 so as to authorize the clerk of the Superior Court of Alamance County to appoint an assistant coroner and to amend General Statutes 152-5, relating to the compensation of the coroner of Alamance County.

Referred to Committee on Calendar.

H. B. 1280, a bill to provide for the establishment of bird sanctuaries in the towns of Archdale and Trinity in Randolph County.

Referred to Committee on Calendar.

H. B. 1284, a bill rewriting Section 1 of Chapter 137, Public Local Laws of 1939, so as to provide for the nomination of members of the Perquimans County Board of Commissioners by townships and their election by the voters of the county at large.

Referred to Committee on Calendar.

H. B. 1285, a bill fixing the membership of Perquimans County Board of Education and providing that one member of said board shall be nominated from each of the five townships within the county.

Referred to Committee on Calendar.

H. B. 1287, a bill authorizing the county of Gaston to expend certain surplus debt service funds for the construction, equipping, operating and maintaining of a Nature Museum.

Referred to Committee on Calendar.

H. B. 1288, a bill to extend the jurisdiction of the recorder's court of the town of Mount Holly, Gaston County, North Carolina, to include all of River Bend Township.

Referred to Committee on Calendar.

H. B. 1290, a bill to require the county commissioners of Chatham County to turn into the general fund all taxes collected for the year 1957 and all prior years.

Referred to Committee on Calendar.

H. B. 1291, a bill to amend General Statutes 162-7, relating to the fees to be charged by the sheriff of Wilson County.

Referred to Committee on Calendar.

H. B. 1292, a bill relating to the salary of the clerk of the Superior Court of Hyde County.

Referred to Committee on Calendar.

H. B. 1294, a bill to authorize the board of county commissioners of Polk County to fix the salaries and fees of all appointed officials of Polk County.

Referred to Committee on Calendar.

H. B. 1295, a bill to amend General Statutes 7-134, relating to the fees to be charged by justices of the peace in Alleghany County.

Referred to Committee on Calendar.

H. B. 1296, a bill to provide clerical assistance for the clerk of Superior Court of Graham County.

Referred to Committee on Calendar.

H. B. 1297, a bill to amend General Statutes 9-5, relating to the compensation of jurors in Graham County.

Referred to Committee on Calendar.

H. B. 1298, a bill authorizing the city of Rocky Mount to sell certain land that is not needed for municipal purposes.

Referred to Committee on Calendar.

S. B. 439, a bill to provide for county-wide nomination and election of county commissioners in Halifax County, for concurrence in the House amendment.

Upon motion of Senator Crew, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1024, a bill to revise and reorganize the charter of the city of Greensboro, and to amend the following Sections of the General Statutes of North Carolina: General Statutes 143-129; General Statutes 147-8; General Statutes 147-9; General Statutes 160-181.1; General Statutes 105-387(a); and General Statutes 160-452, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

The bill is ordered enrolled.

H. B. 1128, a bill to amend Section 130-128 of the General Statutes of North Carolina, relating to the powers of sanitary districts (Dare County), upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

The bill is ordered enrolled.

H. B. 788, a bill to authorize the issuance of school building bonds and notes in behalf of the Wadesboro City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are; Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

H. B. 1034, a bill to amend General Statutes 18-99, relating to licenses for the sale of fortified wine in Guilford County, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 1, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Warren, Whitley, Williams, Williamson, Winslow, Yow—47.

Those voting in the negative are: Senator Thomason—1.

H. B. 1191, a bill to authorize and empower the city of Burlington to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the costs thereof, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

H. B. 1220, a bill to authorize the board of county commissioners of Anson County to levy an additional industrial development tax, subject to a referendum of the people, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

H. B. 746, a bill to amend Chapter 705 of the Session Laws of 1957, relating to the Johnston County Recorder's Court.

Passes its second and third readings and is ordered enrolled.

H. B. 860, a bill authorizing the deputy sheriff or officer on duty as desk sergeant in Concord to issue warrants returnable before justices of the peace or any inferior court in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 1098, a bill relating to the terms of agricultural tenancies in Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 1162, a bill to fix the compensation of certain officials of Franklin County and to fix certain fees to be charged in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 1165, a bill to permit certain emergency vehicles to use sirens and other special warning devices in certain counties.

Passes its second and third readings and is ordered enrolled.

H. B. 1230, a bill providing for the appointment of a county accountant for Yancey County, fixing his salary and term of office.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1236, a bill to amend Article IV of Chapter 902 of the Session Laws of 1953, relating to the supplementary retirement system of the city of Fayetteville.

Passes its second and third readings and is ordered enrolled.

H. B. 1241, a bill to authorize the board of county commissioners of Nash County to fix the compensation for the chairman and other members of the board.

Passes its second and third readings and is ordered enrolled.

H. B. 1244, a bill to bar the collection of taxes levied by the town of Teachey in Duplin County for the year 1948 and years prior thereto.

Passes its second and third readings and is ordered enrolled.

H. B. 1246, a bill to amend Chapter 585 of the Public Local Laws of 1937, as amended by Chapter 650 of the Session Laws of 1947, relating to the distribution of profits from alcoholic beverage control stores in Rowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 1247, a bill to authorize the board of county commissioners of Surry County to expend surplus funds and non-ad valorem tax revenue for the purchase of lands and the construction thereon of public and community buildings.

Passes its second and third readings and is ordered enrolled.

H. B. 1248, a bill to fix the compensation of certain officials of Burke County, and to fix the fees to be charged by the register of deeds of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 1251, a bill to transfer certain delinquent taxes in Edgecombe County to the General Fund.

Passes its second and third readings and is ordered enrolled.

H. B. 1253, a bill to authorize the board of county commissioners of Montgomery County to fix the fees of justices of the peace in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 1281, a bill fixing the terms of office of the officials of the town of Clyde in Haywood County.

Passes its second and third readings and is ordered enrolled.

H. B. 1293, a bill validating and confirming official acts of the deputy register of deeds of Watauga County performed in the name of the register of deeds.

Passes its second and third readings and is ordered enrolled.

H. B. 1305, a bill to amend H. B. 417, ratified the 21st day of May, 1959, entitled "an Act extending the corporate limits of the city of High Point and amending the charter of said city with reference to the corporate limits of said city."

Passes its second and third readings and is ordered enrolled.

H. B. 929, a bill to amend Article 53 of Chapter 14 of the General Statutes so as to include therein the sale of blank cartridge pistols, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 492, a bill authorizing counties and municipalities to make appropriations and levy taxes to meet the expenses of suppressing riots or insurrections or in handling any extraordinary breach of law and order and to add to the purposes for which bonds and notes may be issued, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

H. B. 347, a bill amending certain Sections of Article 9, Chapter 106 of the General Statutes, relating to commercial feeding stuffs, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

H. B. 1064, a bill to amend Article 13C of Chapter 131 of the General Statutes, relating to county hospital districts, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

H. B. 631, a bill to provide for the investigation of offenses involving abandonment and nonsupport of children.

Upon motion of Senator Peel, action on the bill is postponed until Tuesday, June 16, 1959.

H. B. 871, a bill to provide that the board of county commissioners shall fill vacancies in the board in certain counties.

Senator Williamson offers an amendment which is adopted.

Senator Hamilton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 964, a bill amending Article 20 of Chapter 15 of the General Statutes so as to require the solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a bill of particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated.

Senator Thomas offers an amendment which is adopted.

The bill, as amended, fails to pass its third reading.

H. B. 1048, a bill to amend General Statutes 2-42, General Statutes 14-269 and Article 53 of Chapter 14 of the General Statutes, relating to the possession and sale of weapons.

The bill passes its third reading and is ordered enrolled.

S. B. 411, a bill to amend General Statutes 113-102, relating to rabbit hunting and trapping.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 429, a bill to rewrite General Statutes 110-39, pertaining to neglect and encouragement of delinquency of children.

Upon motion of Senator Rutledge, action on the bill is postponed until Wednesday, June 17, 1959.

S. B. 466, a bill to exempt certain annuities from inclusion in the gross value of estates for inheritance tax purposes.

Upon motion of Senator Medford, action on the bill is postponed until Tuesday, June 16, 1959.

S. B. 474, a bill to authorize the State Highway Commission to establish the speed limit at 65 miles per hour on certain highways.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 490, a bill to amend various Sections of Chapter 20 of the General Statutes entitled Motor Vehicles.

Upon motion of Senator Moore, action on the bill is postponed until Tuesday, June 16, 1959.

H. B. 76, a bill to amend the law relating to primary elections for the purpose of providing a method of filling the vacancy where a candidate dies before a primary election is held.

Passes its second and third readings and is ordered enrolled.

H. B. 77, a bill to amend General Statutes 163-140 so as to provide for a second primary to be held to nominate a candidate where two candidates received a tie vote in the first primary.

Passes its second and third readings and is ordered enrolled.

H. B. 78, a bill to amend Chapter 163 of the General Statutes of North Carolina so as to make certain corrections and clarifications in the election laws.

The bill passes its second reading.

Upon objection of Senator Shelton to its third reading, the bill remains upon the Calendar.

H. B. 604, a bill to amend Chapter 50 of the General Statutes of North Carolina to establish limited residence for military personnel.

Senator Jolly offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Cooke to its third reading, the bill remains upon the Calendar.

H. B. 796, a bill to amend Chapter 20 of the General Statutes, providing for the classification, licensing and registration of automobile utility trailers.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

ONE HUNDRED FOURTEENTH DAY

SENATE CHAMBER,
Tuesday, June 16, 1959.

The Senate meets pursuant to adjournment and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. Alphonso Jordan, Chaplain of the House of Representatives.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Henkel, the courtesies of the lobby are extended to Mr. and Mrs. Dent Weatherman of Iredell County, and Kay White Weatherman is made an honorary page of the Senate.

Upon motion of Senator Lackey, Dana Elizabeth Crouch of Alexander County is made an honorary page of the Senate.

Upon motion of Senator Andrews, the courtesies of the lobby are extended to D. R. Markham of Chatham County, and Jane Markham is made an honorary page of the Senate.

Upon motion of Senator Medford, S. B. 428, a bill amending General Statutes 14-41 and General Statutes 14-42, relating to the crimes of abduction of children

and conspiracy to abduct children, is taken from the Committee on Judiciary No. 2 and re-referred to the Committee on Calendar.

Upon motion of Senator Medford, H. B. 716, a bill rewriting General Statutes 120-6 so as to provide that the General Assembly shall convene on the first Wednesday after the first Monday in January next after the election of its members, is taken from the Committee on Judiciary No. 2 and re-referred to the Committee on Calendar.

Upon motion of Senator Stikeleather, H. R. 973, a joint resolution creating a commission to study the public school education of exceptionally talented children, is taken from the Committee on Education and re-referred to the Committee on Calendar.

Upon motion of Senator Moore, H. B. 595, a bill to authorize the use of special equipment on privately owned vehicles operated by the chief and one assistant chief of emergency rescue squads and first aid teams, is taken from the Committee on Public Roads and re-referred to the Committee on Calendar.

Upon motion of Senator Cooke, H. B. 1002, a bill to extend the jurisdiction of the recorder's court of the town of Bessemer City, is taken from the Committee on Courts and Judicial Districts and placed upon today's Calendar.

Upon motion of Senator Kirkman, S. B. 485, a bill to amend Chapter 105 of the General Statutes, relating to the date as of which property is to be assessed for ad valorem tax purposes, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 223, an act to amend General Statutes 130-57, relating to the performance of notarial acts by registers of deeds.

S. B. 333, an act to amend General Statutes 66-9 to clarify the authority of the Utilities Commission with respect to the reading of gas and electric meters and the rendering of bills.

S. B. 342, an act amending General Statutes 113-257, relating to commercial trout fishing ponds.

S. B. 350, an act to authorize cities and counties to expend funds for rescue squad equipment and personnel.

S. B. 360, an act to amend Chapter 20 of the General Statutes, relating to brakes on motor vehicles.

S. B. 367, an act to amend Article 16 of sub-Chapter IV of Chapter 54 of the General Statutes entitled "Co-operative Organizations" to permit the establishment of co-operative apartment housing associations in North Carolina.

S. B. 422, an act relating to the salaries of certain officials of Vance County.

S. B. 430, an act authorizing the creation of the East Carolina Airport Authority as an agency or instrumentality of participating counties including Greene, Lenoir, Pitt, Wilson, Martin and Washington Counties, and any participating municipality, and authorizing such authority to establish, own, maintain and operate an airport at the expense of said counties and said municipalities.

S. B. 433, an act amending Section 130-141 of the General Statutes, empowering boards of county commissioners, upon agreement with sanitary district boards, to include in sanitary district tax levies an amount for expenses of levying and collecting such taxes.

S. B. 444, an act to amend Chapter 223, Public Local Laws of 1937, relating to the compensation of the members of the board of education of Edgecombe County.

S. B. 445, an act to amend Chapter 756 of the Session Laws of 1957, relating to the compensation of the board of commissioners of Edgecombe County.

S. B. 447, an act to authorize the board of county commissioners of Moore County to fix the salary of the register of deeds and to fix the fees to be charged by the register of deeds and the compensation to be received by jurors in Moore County.

S. B. 482, an act relating to the salaries of county officials in Harnett County.

S. B. 483, an act to amend General Statutes 152-5, relating to the compensation of the coroner in Harnett County.

S. B. 493, an act to amend Chapter 352 of the Private Laws of North Carolina, Session of 1899, being an act to amend and consolidate the charter of the town of Monroe, and to amend Chapter 641, Session Laws of North Carolina, 1949, relating to the charter of the city of Monroe.

H. B. 51, an act to amend General Statutes 35-3, relating to certificates from hospitals for the insane.

H. B. 52, an act to amend Chapter 122 of the General Statutes, relating to hospitals for the mentally disordered.

H. B. 60, an act to enact the interstate compact on mental health.

H. B. 264, an act to amend General Statutes 112-19, relating to the eligibility of certain widows of Confederate soldiers to be placed on the Class B Pension Roll.

H. B. 257, an act to create the Historic Bath Commission for the purpose of the acquisition, repair and maintenance of historic sites in the town of Bath in Beaufort County.

H. B. 372, an act authorizing counties to adopt ordinances providing for the zoning and regulation of buildings and other structures and the use of land, other than for farming, in areas outside the zoning jurisdiction of municipalities.

H. B. 374, an act authorizing counties to regulate the subdivision of land in areas outside municipal subdivision-regulation jurisdiction.

H. B. 496, an act to amend Chapter 122 of the General Statutes so as to provide for the Western Carolina Training School for mentally retarded children.

H. B. 506, an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons.

H. B. 508, an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons.

H. B. 776, an act to amend General Statutes 103-4 so as to designate November 11th as Veterans Day.

H. B. 820, an act to amend Chapter 135 of the General Statutes, relating to the Teachers' and State Employees' Retirement System, so as to permit retirement coverage of employees of certain licensing and examining boards.

H. B. 902, an act to amend General Statutes 58-44 to eliminate the requirement that bid bonds be countersigned by resident insurance agents.

H. B. 904, an act to amend Chapter 8, Public Local Laws of 1931, creating and establishing the Salisbury-Rowan County Peace Officers' Protective Association.

H. B. 913, an act to authorize veterans guardians and general guardians to deposit funds belonging to their wards in federally insured banks at interest.

H. B. 931, an act amending General Statutes 115-146 so as to provide that principals and teachers in the public schools may use reasonable force in the exercise of lawful authority.

H. B. 963, an act amending the code of criminal procedure so as to provide that the defendant may appeal from a suspended sentence under the same rules as from any other judgment in a criminal case.

H. B. 976, an act to amend General Statutes 14-401.5, relating to the practice of phrenology in certain counties.

H. B. 1016, an act to amend General Statutes 35-40, relating to the membership of the Eugenics Board of North Carolina.

H. B. 1020, an act to amend General Statutes 135-20 so as to make clear the legislative intent that justices of the peace and township constables are not subject to social security coverage.

H. B. 1046, an act amending General Statutes 106-266.21 to require evidence of sale of milk below cost, rather than mere allegation thereof, in order to make prima facie case.

H. B. 1069, an act to amend General Statutes 47-108.11, relating to validation of recorded instruments where seals have been omitted.

H. B. 1080, an act striking out the last sentence of the exception contained in Section 1, Chapter 205, Private Laws of 1929, and repealing all of Chapter 191, Private Laws of 1933 and all of Chapter 647, Session Laws of 1947, relating to the corporate limits of the city of Asheville.

H. B. 1084, an act to amend sub-Section D of Section 130-17(d) of the General Statutes of North Carolina, relating to the publication of rules and regulations adopted, amended or altered by local boards of health.

H. B. 1093, an act to amend General Statutes 136-19 and to add a new Article to Chapter 136 of the General Statutes, relating to condemnation procedure applicable to the State Highway Commission.

H. B. 1094, an act to amend Chapter 47 of the General Statutes to provide for registration of a mortgage or deed of trust of a leasehold interest or other chattel real to be registered in the county where the land lies.

H. B. 1116, an act validating and confirming the appointment, election and qualifying of the mayor and the members of the board of commissioners and other officers of the town of Huntersville and all actions and proceedings taken by any such mayor, board or officer subsequent to the 1957 regular municipal election for said town.

H. B. 1131, an act providing for changing the names of the several State hospitals and training schools.

H. B. 1137, an act amending Chapter 552, Session Laws of 1957, the same being the charter of the town of Jefferson, so as to extend the corporate limits of said town.

H. B. 1139, an act to amend Chapter 334 of the Private Laws of 1907, relating to the corporate limits of the town of Garysburg.

H. B. 1149, an act to amend General Statutes 153-9(47) to provide for the employment of a plumbing inspector in Cumberland County.

H. B. 1173, an act to amend Article 2, Section 4(b) of Chapter 107, Private Laws of 1931, relating to the charter of the city of High Point.

H. B. 1195, an act creating the Carteret County Planning Commission, providing for its organization powers and duties and conferring upon the board of county commissioners and the governing bodies of the several municipalities in Carteret County the power and authority to adopt and enforce comprehensive regulations providing for the orderly growth and sound development of Carteret County.

H. B. 1209, an act to exempt Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957, relating to service of warrants in criminal actions.

H. B. 1301, an act authorizing the Onslow County Board of Education to convey to the city of Jacksonville certain lands for recreational purposes.

H. B. 1313, an act to authorize a transfer of \$18,000 in funds from the current (1958-59) operating budget of Appalachian State Teachers College in order to supplement capital improvement funds for an addition to the Library Building at said institution.

H. B. 1317, an act authorizing the Burke County Board of Education and the town of Morganton to make an exchange of parcels of real property having equal appraised values, without public sale.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Medford, for the Committee on Judiciary No. 2:

S. B. 464, a bill to amend Sections 4, 6, 12, 13 and 22 of Chapter 18 of the General Statutes, relating to the seizure and confiscation of liquor and equipment and materials and other property designed or intended for use in the manufacture or sale of liquor, transported or possessed in violation of law, and the seizure and confiscation of vehicles used in transporting such liquor and equipment and materials and other property designed or intended for use in the manufacture or sale of liquor, in violation of the law, and the sale or other disposition of all such liquor and property, and the arrest of the offender, so as to clarify the law with respect thereto, including the procedure for the sale and disposition thereof, with a favorable report., as amended

S. B. 477, a bill authorizing the Governor, with the consent of the Council of State, to allocate from the Contingency and Emergency Fund to the Department of Motor Vehicles funds for the defense of members of the State Highway Patrol for attorney's fees, with a favorable report.

S. B. 489, a bill to amend General Statutes 147-62, relating to payroll deductions by the State, with a favorable report, as amended.

H. B. 541, a bill to rewrite General Statutes 90-65, relating to the power of the board of pharmacy to suspend, revoke, or refuse to renew a pharmacist's license or a drug store permit, with an unfavorable report.

H. B. 542, a bill to rewrite General Statutes 90-75, relating to registration and permits of drug stores and pharmacies, with an unfavorable report.

H. B. 563, a bill to clarify and amend the Workmen's Compensation Act as it relates to the approval of attorneys' fees, with a favorable report, as amended.

H. B. 1282, a bill authorizing the city of Asheville to convey its interest in the property constituting the Asheville-Hendersonville Airport to the city of Hendersonville and the county of Henderson, with a favorable report.

By Senator Kirkman, for the Committee on Finance:

H. B. 670, a bill to amend General Statutes 105-405, relating to the release or remission of taxes by local taxing authorities, with a favorable report.

By Senator Morgan of Cleveland, for the Committee on Calendar:

S. B. 149, a bill to appropriate to the Department of Insurance sufficient funds with which to employ an additional fire prevention instructor, with a favorable report.

S. B. 213, a bill to authorize a special commission to celebrate the 250th anniversary of the town of New Bern, and to make an appropriation therefor, with a favorable report, as amended.

S. B. 423, a bill to authorize the appointment of an assistant to the district solicitor in districts wherein the work-load is exceptionally heavy, with a favorable report.

S. B. 470, a bill to provide for purchase of liability insurance coverage on all State-owned motor vehicles, with a favorable report.

S. B. 502, a bill to amend sub-Section 43 of General Statutes 153-9, relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County, with a favorable report.

S. B. 504, a bill to provide for discretionary suspension of operators' and chauffeurs' licenses of reckless or negligent drivers, with a favorable report.

S. B. 505, a bill authorizing the town of Murfreesboro to convey to the trustees of Murfreesboro Civic Council or Murfreesboro Civic Council, Inc., real property at private sale, with a favorable report.

S. B. 506, a bill to amend Chapter 108 of the General Statutes so as to make the rules and regulations promulgated by the board of public welfare subject to the approval of the director of the budget and the advisory budget commission, with a favorable report.

H. B. 477, a bill to amend Chapter 150, Section 9 of the General Statutes of North Carolina so as to include within said Section the State Board of Refrigeration Examiners, with a favorable report.

H. B. 989, a bill to amend General Statutes 157-3(2), relating to the definition of the word "City," with a favorable report, as amended.

H. B. 1033, a bill to amend General Statutes 7-111, relating to the discontinuance of domestic relations courts and providing for transfer of cases and property, with a favorable report.

H. B. 1104, a bill to amend Article 2 of Chapter 42 of the General Statutes by adding a new Section to allow landlord's lien on crop insurance for rents and advances, with a favorable report.

H. B. 1184, a bill to provide for the conduct of partisan primary elections in the town of Columbus in Polk County, with a favorable report, as amended.

H. B. 1198, a bill extending the territorial jurisdiction of the police department of the city of Asheville to the new Asheville Airport located in Henderson and Buncombe Counties and to make the ordinances of the city of Asheville and the privilege license schedules of said city applicable to the property constituting said Airport, with a favorable report.

H. B. 1232, a bill to authorize the board of county commissioners of Pasquotank County to fix the salaries of certain county officials, with a favorable report.

H. B. 1245, a bill to authorize the State to participate with the Federal government in the protection of migratory waterfowl in Hyde County, with a favorable report.

H. B. 1267, a bill to amend General Statutes 9-4, relating to the drawing of jurors in Alamance County, with a favorable report.

H. B. 1273, a bill rewriting Section 94 of Chapter 121, Private Laws of 1931, rewritten by Chapter 149, Session Laws of 1943, relating to the Library Board of the city of Asheville, with a favorable report.

H. B. 1275, a bill to authorize the clerk and assistant clerk of the mayor's court of the town of Louisburg to issue warrants and other process, with a favorable report.

H. B. 1277, a bill to amend Chapter 338, Private Laws of 1909, as amended, relating to the recorder's court of the city of Charlotte and Mecklenburg County, with a favorable report.

H. B. 1278, a bill to repeal Cuapter 569 of the Session Laws of 1955, relating to the destruction of pistols and guns confiscated in criminal cases in Scotland County, with a favorable report.

H. B. 1279, a bill to amend General Statutes 152-1 so as to authorize the clerk of the Superior Court of Alamance County to appoint an assistant coroner and to amend General Statutes 152-5, relating to the compensation of the coroner of Alamance County, with a favorable report.

H. B. 1280, a bill to provide for the establishment of bird sanctuaries in the towns of Archdale and Trinity in Randolph County, with a favorable report.

H. B. 1283, a bill to annex to Buncombe County that part of the Asheville Airport property located in Henderson County, with a favorable report.

H. B. 1284, a bill rewriting Section 1 of Chapter 137, Public Local Laws of 1939 so as to provide for the nomination of members of the Perquimans County Board of Commissioners by townships and their election by the voters of the county at large, with a favorable report.

H. B. 1285, a bill fixing the membership of Perquimans County Board of Education and providing that one member of said Board shall be nominated from each of the five townships within the County, with a favorable report.

H. B. 1290, a bill to require the county commissioners of Chatham County to turn into the general fund all taxes collected for the year 1957 and all prior years, with a favorable report.

H. B. 1291, a bill to amend General Statutes 162-7, relating to the fees to be charged by the sheriff of Wilson County, with a favorable report.

H. B. 1292, a bill relating to the salary of the clerk of the Superior Court of Hyde County, with a favorable report.

H. B. 1294, a bill to authorize the board of county commissioners of Polk County to fix the salaries and fees of all appointed officials of Polk County, with a favorable report.

H. B. 1295, a bill to amend General Statutee 7-134, relating to the fees to be charged by justices of the peace in Alleghany County, with a favorable report.

H. B. 1298, a bill authorizing the city of Rocky Mount to sell certain land that is not needed for municipal purposes, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

H. B. 801, a bill to amend General Statutes 46-14, relating to judgments rendered in partition proceedings, with a favorable report, as amended.

H. B. 866, a bill relating to regulation of possession and sale of barbiturate drugs, with a favorable report.

H. B. 1250, a bill to amend Chapter 13 of the Session Laws of 1953, relating to the issuance of warrants in the Trial Justice Court of the town of Tarboro in Edgecombe County, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 12, a bill to amend and supplement "The Revenue Act," being sub-Chapter I of Chapter 105 of the General Statutes.

Referred to Committee on Calendar.

H. B. 1111, a bill to amend General Statutes 106-266.8 (j) to extend the jurisdiction of the State Milk Commission in certain emergency situations.

Referred to Committee on Calendar.

H. B. 476, a bill to amend Article 5 Section 52 and Article 5 Section 58 (F) of Chapter 87 of the General Statutes of North Carolina, relating to the State Board of Refrigeration Examiners.

Referred to Committee on Calendar.

H. R. 1117, a joint resolution authorizing the appointment of a special commission to study the feasibility of utilizing public school buildings and school facilities on a year-round or twelve months basis.

Referred to Committee on Calendar.

H. B. 945, a bill requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in the counties designated herein shall show thereon the name of the draftsman.

Referred to Committee on Calendar.

H. B. 1015, a bill to rewrite General Statutes 110-39 pertaining to neglect and encouragement of delinquency of children.

Referred to Committee on Calendar.

H. B. 1074, a bill to amend Chapter 1058 of the Session Laws of 1957, relating to false advertising as to going-out-of-business sales.

Referred to Committee on Calendar.

H. R. 1085, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations to the Governor as to the necessity and advisability of a reorganization of the State government in the interest of more efficient and economical administration of the same.

Referred to Committee on Calendar.

H. B. 1130, a bill amending Chapter 631, Session Laws of 1955, relating to the authority of the Board of Conservation and Development to regulate the taking of fish from that part of Yeopim River and its tributaries lying within Perquimans County.

Referred to Committee on Calendar.

H. B. 1154, a bill to create a commission to study social deviances, including juvenile delinquency, drug addiction, sexual delinquency, mental illness, habitual criminals and alcoholism, with particular emphasis on the recidivist or repeating offender.

Referred to Committee on Calendar.

H. B. 1142, a bill to amend General Statutes 115-148, relating to reports of superintendents, principals, teachers and other employees in the public schools of this State.

Referred to Committee on Calendar.

H. B. 1207, a bill to provide for the establishment of a Law Library for the Municipal Court of the city of High Point.

Referred to Committee on Calendar.

H. B. 1302, a bill permitting Scotland County to authorize bonds for school purposes in the maximum aggregate principal amount of Nine Hundred Seventy-five Thousand Dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

Referred to Committee on Calendar.

S. B. 352, a bill to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies, for concurrence in the House amendment.

Upon motion of Senator Copeland, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1311, a bill amending Chapter 235, Private Laws of 1905, relating to municipal elections in the town of Dunn.

Referred to Committee on Calendar.

H. B. 1312, a bill amending Chapter 674, Session Laws of 1955, so as to remove Buncombe from the list of counties to which the provisions of said Act amending General Statutes 14-414, relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

Referred to Committee on Calendar.

H. B. 1315, a bill rewriting Section 3 of Chapter 1060, Session Laws of 1951, relating to the compensation of the tax collector of Wilson County, his deputies and clerical assistants.

Referred to Committee on Calendar.

H. B. 1316, a bill to require the removal of abandoned boats or other watercraft along the shores or in the waters of Chowan County.

Referred to Committee on Calendar.

H. B. 1318, a bill authorizing the Tryon City Board of Education to use certain surplus tax funds for its 1959-60 capital outlay budget.

Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 788, a bill to authorize the issuance of school building bonds and notes in behalf of the Wadesboro City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—49.

The bill is ordered enrolled.

H. B. 1004, a bill to provide for the revaluation and reassessment of real and personal property in Stanly County for ad valorem tax purposes and to authorize the levy of a special tax to pay the expenses thereof.

Upon motion of Senator Williamson, the bill is laid upon the Table.

H. B. 1034, a bill to amend General Statutes 18-99, relating to licenses for the sale of fortified wine in Guilford County, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 1, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Warren, Whitley, Williams, Williamson, Winslow, Yow—48.

Those voting in the negative are: Senators Thomason—1.

The bill is ordered enrolled.

H. B. 1191, a bill to authorize and empower the city of Burlington to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the costs thereof, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—45.

The bill is ordered enrolled.

H. B. 1220, a bill to authorize the board of county commissioners of Anson County to levy an additional industrial development tax subject to a referendum of the people, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—45.

The bill is ordered enrolled.

H. B. 1223, a bill to create the Franklin County Peace Officers' Relief Association, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—45.

H. B. 1235, a bill to provide for the consolidation and merger of the town of Bertie and the town of Windsor and to extend the limits of the town of Windsor, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan, of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—45.

H. B. 1257, a bill to amend the charter of the town of Halifax.

Upon motion of Senator Crew, the bill is postponed indefinitely.

S. B. 494, a bill to amend General Statutes 7-134.1, relating to the cost of furnishing justices of the peace with printed warrants and receipt books in Union County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 495, a bill to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes, relating to false advertising as to going-out-of-business sales so as to make the same applicable to Halifax County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 733, a bill to amend Chapter 422 of the Session Laws of 1957, relating to the Columbus County Law Enforcement Officers' Relief Fund.

Passes its second and third readings and is ordered enrolled.

H. B. 1167, a bill to amend Chapter 1427 of the Session Laws of 1957, relating to contributions to the Western North Carolina Regional Planning Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 1002, a bill to extend the jurisdiction of the recorder's court of the town of Bessemer City.

Passes its second and third readings and is ordered enrolled.

H. B. 1234, a bill to amend Article 17 of Chapter 66 of the General Statutes, relating to closing-out sales.

Passes its second and third readings and is ordered enrolled.

H. B. 1266, a bill to amend H. B. 217, ratified on March 24, 1959, and to repeal H. B. 903, ratified on May 21, 1959, relating to the membership of the Yancey County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 1306, a bill amending the charter of the town of Bridgeton, in Craven County, by repealing the Statute requiring the nomination of candidates for municipal offices by primary elections, and fixing the date for general municipal elections in said town.

Passes its second and third readings and is ordered enrolled.

S. B. 492, a bill authorizing counties and municipalities to make appropriations and levy taxes to meet the expenses of suppressing riots or insurrections or in handling any extraordinary breach of law and order and to add to the purposes for which bonds and notes may be issued, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—45.

The bill is ordered sent to the House of Representatives, by special messenger.

H. B. 347, a bill amending certain Sections of Article 9, Chapter 106 of the General Statutes, relating to commercial feeding stuffs, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Winslow, Yow—45.

The bill is ordered enrolled.

H. B. 773, a bill to regulate the operation of watercraft on the waters of the State, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 2, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Garrison, Garriss, Hamilton, Hancock, Henkel, Hum-

ber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow—47.

Those voting in the negative are: Senators Frink, Yow—2.

The bill is ordered enrolled.

H. B. 1064, a bill to amend Article 13C of Chapter 131 of the General Statutes, relating to county hospital districts, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—49.

The bill is ordered enrolled.

S. B. 15, a bill to amend and supplement "The Revenue Act," being sub-Chapter 1 of Chapter 105 of the General Statutes.

Upon motion of Senator Kirkman, action on the bill is postponed until Wednesday, June 17, 1959.

H. B. 78, a bill to amend Chapter 163 of the General Statutes of North Carolina so as to make certain corrections and clarifications in the election laws.

Upon motion of Senator Jordan, action on the bill is postponed until Thursday, June 18, 1959.

H. B. 604, a bill to amend Chapter 50 of the General Statutes of North Carolina to establish limited residence for military personnel.

The bill, as amended, passes its third reading and is sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 631, a bill to provide for the investigation of offenses involving abandonment and nonsupport of children.

Senator Peel moves that the bill be re-referred to the Committee on Calendar.

The motion fails to prevail, and the bill remains upon the Calendar.

Senator Crew offers an amendment which is adopted.

Upon motion of Senator Peel, action on the bill is postponed until Wednesday, June 17, 1959.

S. B. 393, a bill to amend General Statutes 84, relating to attorneys at law.

Upon motion of Senator Crew, action on the bill is postponed until Thursday, June 18, 1959.

S. B. 403, a bill to make it unlawful for laundries and dry cleaners to deliver articles of merchandise or clothing in plastic bags.

Senator Mercer offers an amendment which is adopted.

Upon motion of Senator Henkel, action on the bill is postponed until Friday, June 19, 1959.

Upon motion of Senator Morgan of Cleveland, the Senate recesses to meet this afternoon at 3 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Tuesday, June 16, 1959.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor Luther E. Barnhardt.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Copeland, for the Committee on Appropriations:

S. B. 66, a bill to amend Chapter 102 of the General Statutes, relating to land surveys and affecting the official survey base of this State, with a favorable report, as amended.

S. B. 437, a bill appropriating funds to the State Department of Agriculture for the establishment and operation of a poultry and cattle diagnostic laboratory to be located within the Thirty-Third Senatorial District, with a favorable report, as amended.

S. B. 372, a bill to appropriate funds for the establishment of a poultry diagnostic laboratory, with a favorable report.

S. B. 462, a bill to establish annual awards for outstanding achievements by citizens of North Carolina, with a favorable report.

S. B. 488, a bill to amend General Statutes 97-78, sub-Section (a) relating to the salaries of the members of the North Carolina Industrial Commission, with a favorable report.

S. B. 491, a bill to appropriate funds for the operation and development of Fort Fisher State Historic Site, with a favorable report.

H. B. 1147, a bill providing the machinery for making and adopting school budgets of administrative school units and for the accounting of public school funds, with a favorable report.

H. B. 689, a bill to amend General Statutes 105-228.5 relating to taxes upon insurance companies, with a favorable report.

Senator Currie of Durham moves that the bill be re-referred to the Committee on Calendar.

The motion fails to prevail, and the bill remains upon the Calendar.

H. B. 690, a bill creating a Firemen's Pension Fund, with a favorable report. Senator Currie of Durham moves that the bill be re-referred to the Committee on Calendar.

The motion fails to prevail, and the bill remains upon the Calendar.

By Senator Morgan of Cleveland, for the Committee on Calendar:

H. B. 12, a bill to amend and supplement "The Revenue Act," being sub-Chapter I of Chapter 105 of the General Statutes, with a favorable report.

H. B. 373, a bill authorizing municipalities with populations of 2,500 or more to zone for a distance of one mile beyond their corporate limits, with a favorable report.

H. B. 476, a bill to amend Article 5 Section 52 and Article 5 Section 58(F) of Chapter 87 of the General Statutes of North Carolina, relating to the State Board of Refrigeration Examiners, with a favorable report.

H. B. 595, a bill to authorize the use of special equipment on privately owned vehicles operated by the Chief and one assistant Chief of Emergency Rescue Squads and First-Aid Teams, with a favorable report.

H. B. 716, a bill rewriting General Statutes 120-6 so as to provide that the General Assembly shall convene on the first Wednesday after the first Monday in January next after the election of its members, with an unfavorable report.

H. B. 970, a bill to amend General Statutes 136-20, relating to the elimination or safeguarding of grade crossings, with a favorable report.

H. B. 945, a bill requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in the counties designated herein shall show thereon the name of the draftsman, with a favorable report.

H. B. 1074, a bill to amend Chapter 1058 of the Session Laws of 1957, relating to false advertising as to going-out-of-business sales, with a favorable report.

H. B. 1207, a bill to provide for the establishment of a Law Library for the Municipal Court of the city of High Point, with a favorable report.

H. B. 1111, a bill to amend General Statutes 106-266.8 (j) to extend the jurisdiction of the State Milk Commission in certain emergency situations, with a favorable report.

H. B. 1130, a bill amending Chapter 631, Session Laws of 1955, relating to the authority of the Board of Conservation and Development to regulate the taking of fish from that part of Yeopim River and its tributaries lying within Perquimans County, with a favorable report.

H. B. 1287, a bill authorizing the county of Gaston to expend certain surplus debt service funds for the construction, equipping, operating and maintaining of a Nature Museum, with a favorable report.

H. B. 1297, a bill to amend General Statutes 9-5, relating to the compensation of jurors in Graham County, with a favorable report.

H. B. 1299, a bill amending Chapter 1097, Session Laws of 1953, relating to the emergency reserve fund for law enforcement officers in Cabarrus County, with a favorable report.

H. B. 1300, a bill to amend Chapter 47 of the General Statutes, relating to the probate and recording of instruments by the clerks of Superior Court and registers of deeds of Cabarrus County, with a favorable report, as amended.

H. B. 1302, a bill permitting Scotland County to authorize bonds for school purposes in the maximum aggregate principal amount of Nine Hundred Seventy-Five Thousand Dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, with a favorable report.

H. B. 1311, a bill amending Chapter 235, Private Laws of 1905, relating to municipal elections in the town of Dunn, with a favorable report.

H. B. 1312, a bill amending Chapter 674, Session Laws of 1955, so as to remove Buncombe from the list of counties to which the provisions of said Act amending General Statutes 14-414, relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply, with a favorable report.

H. B. 1315, a bill rewriting Section 3 of Chapter 1060, Session Laws of 1951, relating to the compensation of the tax collector of Wilson County, his deputies and clerical assistants, with a favorable report.

H. B. 1316, a bill to require the removal of abandoned boats or other watercraft along the shores or in the waters of Chowan County, with a favorable report.

H. B. 1318, a bill authorizing the Tryon City Board of Education to use certain surplus tax funds for its 1959-60 capital outlay budget, with a favorable report.

By Senator Winslow, for the Committee on Wildlife:

H. B. 1091, a bill to repeal Chapter 1034 of the Session Laws of 1953, relating to fishing in the waters of Bladen County during the nighttime, with a favorable report.

H. B. 1231, a bill to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two (.22) caliber, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 507, a bill to amend the charter of the town of Garner so as to provide different election dates for municipal officers and to provide four-year terms of office for the municipal officers.

Referred to Committee on Calendar.

By Senator Morgan of Harnett, by request: S. B. 508, a bill to authorize the board of commissioners of Harnett County to increase the special tax levy for the county farm agent and home demonstration agent from three to five cents.

Referred to Committee on Calendar.

By Senator Morgan of Harnett: S. B. 509, a bill to provide that the county accountant of Harnett County shall periodically prepare and publish a consolidated financial statement of the county.

Upon motion of Senator Morgan of Harnett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Morgan of Harnett: S. B. 510, a bill relating to the salaries of the judge and solicitor of the recorder's court of Dunn, and the fees to be taxed as a part of the costs in said court and the fees to be taxed as a part of the cost of the recorder's court of Harnett County.

Upon motion of Senator Morgan of Harnett, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Morgan of Harnett: S. B. 511, a bill to authorize any member of a county board of public welfare to inspect the records, documents, case histories, medical reports and other data on file in the office of the county superintendent of public welfare or in the custody of any case worker or agent of the county superintendent of public welfare.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1243, a bill to authorize the board of aldermen of the town of Wrightsville Beach to construct, improve, enlarge, extend, equip and lease properties relating to tourists and resort-convention hotels in the town of Wrightsville Beach and to issue revenue bonds therefor.

Referred to Committee on Calendar.

H. B. 1308, a bill to amend Chapter 382, Session Laws of 1947, as amended by Chapter 575 Session Laws of 1953, and re-enacted by Chapter 401, Session Laws of 1957, relating to the issuance of school building bonds by districts and the levy of taxes for the payment of principal and interest on such bonds.

Referred to Committee on Calendar.

H. B. 1307, a bill relating to the powers, duties, selection and term of office of the auditor for Wake County.

Referred to Committee on Calendar.

H. B. 1309, a bill amending General Statutes 7-27 so as to provide that a justice of the peace of Avery County shall not regularly maintain an office outside the township for which he has been elected or appointed.

Referred to Committee on Calendar.

H. B. 1310, a bill to amend General Statutes 90-71, relating to the sale of certain drugs in Avery County.

Referred to Committee on Calendar.

H. B. 1324, a bill appointing members of the Hyde County Board of Education, fixing their terms of office and providing for the nomination and appointment of their successors.

Referred to Committee on Calendar.

H. B. 1326, a bill to amend Chapter 22 of the Private Laws of 1935 so as to increase the membership of the Lexington Utilities Commission.

Referred to Committee on Calendar.

H. B. 1327, a bill to provide for the resignation of certain guardians and trustees for minors, and to provide for the administration by the clerk of Superior Court of Rowan County of an estate for a minor when such person does not own any property other than cash and money due and the amount of cash belonging to and money due him does not exceed Two Thousand Five Hundred Dollars.

Referred to Committee on Calendar.

H. B. 1328, a bill repealing Chapter 355, Public Local Laws of 1925.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
Tuesday, June 16, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 871, entitled, "a bill to provide that the board of county commissioners shall fill vacancies in the board in certain counties," and request conferees. Mr. Speaker Hewlett has appointed Messrs, Dill, Whitehurst and Newman on the part of the House to confer with a like committee appointed on the part of the Senate to the end that the differences arising may be adjusted.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 502, a bill to amend sub-Section 43 of General Statutes 153-9, relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow—43.

H. B. 1198, a bill extending the territorial jurisdiction of the police department of the city of Asheville to the new Asheville Airport located in Henderson and Buncombe Counties and to make the ordinances of the city of Asheville and the privilege license schedules of said city applicable to the property constituting said Airport, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow—43.

H. B. 1283, a bill to annex to Buncombe County that part of the Asheville Airport property located in Henderson County, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Winslow—43.

S. B. 505, a bill authorizing the town of Murfreesboro to convey to the trustees of Murfreesboro Civic Council or Murfreesboro Civic Council, Incorporated, real property at private sale.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 670, a bill to amend General Statutes 105-405, relating to the release or remission of taxes by local taxing authorities.

Passes its second and third readings and is ordered enrolled.

H. B. 1033, a bill to amend General Statutes 7-111, relating to the discontinuance of domestic relations courts and providing for transfer of cases and property.

Passes its second and third readings and is ordered enrolled.

H. B. 1184, a bill to provide for the conduct of partisan primary elections in the town of Columbus in Polk County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1232, a bill to authorize the board of county commissioners of Pasquotank County to fix the salaries of certain county officials.

Passes its second and third readings and is ordered enrolled.

H. B. 1250, a bill to amend Chapter 13 of the Session Laws of 1953, relating to the issuance of warrants in the trial justice court of the town of Tarboro in Edgecombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 1267, a bill to amend General Statutes 9-4, relating to the drawing of jurors in Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 1273, a bill rewriting Section 94 of Chapter 121, Private Laws of 1931, rewritten by Chapter 149, Session Laws of 1943, relating to the library board of the city of Asheville.

Passes its second and third readings and is ordered enrolled.

H. B. 1280, a bill to provide for the establishment of bird sanctuaries in the towns of Archdale and Trinity in Randolph County.

Passes its second and third readings and is ordered enrolled.

H. B. 1282, a bill authorizing the city of Asheville to convey its interest in the property constituting the Asheville-Hendersonville Airport to the city of Hendersonville and the county of Henderson.

Passes its second and third readings and is ordered enrolled.

H. B. 1284, a bill rewriting Section 1 of Chapter 137, Public Local Laws of 1939 so as to provide for the nomination of members of the Perquimans County Board of Commissioners by townships and their election by the voters of the county at large.

Passes its second and third readings and is ordered enrolled.

H. B. 1285, a bill fixing the membership of Perquimans County Board of Education and providing that one member of said board shall be nominated from each of the five townships within the county.

Passes its second and third readings and is ordered enrolled.

H. B. 1275, a bill to authorize the clerk and assistant clerk of the mayor's court of the town of Louisburg to issue warrants and other process.

Passes its second and third readings and is ordered enrolled.

H. B. 1277, a bill to amend Chapter 338, Private Laws of 1909, as amended, relating to the recorder's court of the city of Charlotte and Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 1278, a bill to repeal Chapter 569 of the Session Laws of 1955, relating to the destruction of pistols and guns confiscated in criminal cases in Scotland County.

Passes its second and third readings and is ordered enrolled.

H. B. 1279, a bill to amend General Statutes 152-1 so as to authorize the clerk of the Superior Court of Alamance County to appoint an assistant coroner and to amend General Statutes 152-5, relating to the compensation of the coroner of Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 1290, a bill to require the county commissioners of Chatham County to turn into the general fund all taxes collected for the year 1957 and all prior years.

Passes its second and third readings and is ordered enrolled.

H. B. 1291, a bill to amend General Statutes 162-7, relating to the fees to be charged by the sheriff of Wilson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1292, a bill relating to the salary of the clerk of the Superior Court of Hyde County.

Passes its second and third readings and is ordered enrolled.

H. B. 1294, a bill to authorize the board of county commissioners of Polk County to fix the salaries and fees of all appointed officials of Polk County.

Passes its second and third readings and is ordered enrolled.

H. B. 1295, a bill to amend General Statutes 7-134, relating to the fees to be charged by justices of the peace in Alleghany County.

Passes its second and third readings and is ordered enrolled.

H. B. 1298, a bill authorizing the city of Rocky Mount to sell certain land that is not needed for municipal purposes.

Passes its second and third readings and is ordered enrolled.

S. B. 94, a bill to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

Upon motion of Senator Currie of Durham, action on the bill is postponed until Wednesday, June 17, 1959.

S. B. 307, a bill to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

Upon motion of Senator Currie of Durham, action on the bill is postponed until Wednesday, June 17, 1959.

S. B. 466, a bill to exempt certain annuities from inclusion in the gross value of estates for inheritance tax purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 490, a bill to amend various Sections of Chapter 20 of the General Statutes entitled Motor Vehicles.

Upon motion of Senator Moore, action on the bill is postponed until Thursday, June 18, 1959.

S. B. 496, a bill to provide for treatment of self-inflicted injuries upon an inmate of the State Prison System when consent is refused by the inmate.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 497, a bill to provide for the punishment of inmates of the State Prison System who inflict or assist in the infliction of self-injury resulting in incapacity to perform assigned duties.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 498, a bill to require financial responsibility certified to the Utilities Commission or the Interstate Commerce Commission to conform to the Vehicle Financial Responsibility Act of 1957.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 682, a bill to rewrite Article 38 of Chapter 105 of the General Statutes to provide that all payments received from the Tennessee Valley Authority in lieu of taxes shall be distributed to local governments.

Passes its second and third readings and is ordered enrolled.

H. B. 804, a bill to amend General Statutes 153-9 so as to authorize the county commissioners in several named counties to assist financially the soil conservation services.

The amendment offered by the Committee is adopted.

Senator Morgan of Harnett offers an amendment which is adopted.

Senator Morgan of Cleveland offers an amendment which is adopted.

Senator Crew offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

H. B. 944, a bill to amend General Statutes 53-43 and General Statutes 53-44 so as to provide that obligations of the Federal Home Loan Banks shall be authorized as security for all deposits of public funds in the State of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1194, a bill to amend H. B. 525, relating to drainage and drainage districts ratified on May 22, 1959.

Passes its second and third readings and is ordered enrolled.

H. R. 1264, a joint resolution inviting the citizens of North Carolina to consider the advantages of retiring in counties comprising the Thirty-Third Senatorial District of North Carolina.

Upon motion of Senator Forsyth, the bill is laid upon the Table.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

ONE HUNDRED FIFTEENTH DAY

SENATE CHAMBER,
Wednesday, June 17, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Currie of Moore, the courtesies of the lobby are extended to Mrs. Sam Bason, wife of Senator Bason of Caswell County, and William Hatchett Bason and Lynn Burk, grandson and granddaughter of Senator and Mrs. Bason, are made honorary pages of the Senate.

Upon motion of Senator Currie of Durham, S. B. 126, a bill to amend Article IV, Section 6 of the Constitution of North Carolina so as to authorize the General Assembly to provide for the call of a judge of the Superior Court to serve on the

Supreme Court in lieu of any active member thereof who is temporarily incapacitated, is taken from the Committee on Constitution and re-referred to the Committee on Calendar.

Upon motion of Senator Currie of Durham, S. B. 127, a bill to amend Article IV, Section 11 of the Constitution of North Carolina so as to authorize the General Assembly to provide for an Associate Justice of the Supreme Court in lieu of the Chief Justice when the Chief Justice is temporarily incapacitated, is taken from the Committee on Constitution and re-referred to the Committee on Calendar.

Pursuant to H. B. 871, a bill to provide that the board of county commissioners shall fill vacancies in the board in certain counties, the President appoints as Conferees on the part of the Senate, Senators Winslow and Forsyth, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 503, a joint resolution honoring the life, memory and achievements of Dr. James H. Crawford, a former Senator and Representative in the North Carolina General Assembly.

H. R. 1113, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the Western North Carolina Theater.

H. R. 1041, a joint resolution authorizing the appointment of a commission to make a study of agricultural loan programs for grain storage facilities, including greater utilization of existing loan programs and possible needs for new programs, and to assist grain producers in securing maximum benefits.

S. B. 351, an act to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State.

S. B. 352, an act to reappropriate "Revolving Fund" sums and authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies.

S. B. 382, an act to authorize the board of county commissioners of Alexander County to submit to the qualified electors of said county the question of the issuance of bonds for the purpose of extending water and sewage facilities on a rental basis to communities and industries in said county.

S. B. 439, an act to provide for county-wide nomination and election of county commissioners in Halifax County.

S. B. 451, an act to rewrite General Statutes 76-13 so as to adjust and equalize pilotage rates and charges on the Cape Fear River.

S. B. 469, an act amending Chapter 930, Session Laws of 1953 and Chapter 607, Session Laws of 1957, relating to the appropriation of funds by the board of commissioners of Buncombe County to the chambers of commerce of the various municipalities in Buncombe County.

S. B. 471, an act amending Chapter 880 Session Laws of 1951 relating to the collection of proceeds from parking meter violations in the city of Wilmington.

S. B. 472, an act to establish a law library in Vance County.

S. B. 473, an act to validate all sidewalk, curb and gutter and street paving assessments by the town of Fountain in Pitt County.

S. B. 478, an act amending Chapter 708, Session Laws of 1943 as amended by Chapter 602, Session Laws of 1945, so as to require New Hanover County Alcoholic Beverage Control Board to pay into the retirement system for employees of the city of Wilmington the amount found necessary and actually paid by the city of Wilmington in behalf of the employees of said board.

S. B. 479, an act authorizing the governing body of the city of Wilmington to adopt building, gas, heating and electrical codes by reference.

S. B. 480, an act to amend General Statutes 152-5 relating to the compensation of the coroner of New Hanover County.

S. B. 481, an act ratifying and confirming the nominations and elections of members of the Harnett County Board of Commissioners for the years 1948, 1950, 1952, 1954, 1956 and 1958.

S. B. 487, an act to amend Chapter 602 of the Public Local Laws of 1913 and Chapter 482 of the Public Local Laws of 1939 and regulating the demand for jury trials in the recorder's court of Harnett County.

S. B. 501, an act to authorize the qualified voters of the city of Statesville to determine whether alcoholic beverage control stores shall be established in said

city and to prescribe the method of operation and the disposition of the net profits thereof.

H. B. 9, an act to make appropriations for the maintenance of the State's departments, bureaus, institutions, and agencies, and for other purposes.

H. B. 76, an act to amend the law relating to primary elections for the purpose of providing a method of filling the vacancy where a candidate dies before a primary election is held.

H. B. 77, an act to amend General Statutes 163-140 so as to provide for a second primary to be held to nominate a candidate where two candidates received a tie vote in the first primary.

H. B. 246, an act to reimburse Robert James of Davie County for injuries received by him in aiding an officer in the arrest of one Jack Peacock.

H. B. 347, an act amending certain Sections of Article 9, Chapter 106 of the General Statutes, relating to commercial feeding stuffs.

H. B. 604, an act to amend Chapter 50 of the General Statutes of North Carolina to establish limited residence for military personnel.

H. B. 670, an act to amend General Statutes 105-405, relating to the release or remission of taxes by local taxing authorities.

H. B. 682, an act to rewrite Article 38 of Chapter 105 of the General Statutes to provide that all payments received from the Tennessee Valley Authority in lieu of taxes shall be distributed to local governments.

H. B. 714, an act to authorize the sheriff of Mitchell County to appoint additional deputies sheriff.

H. B. 733, an act to amend Chapter 422 of the Session Laws of 1957 relating to the Columbus County Law Enforcement Officers' Relief Fund.

H. B. 746, an act to amend Chapter 705 of the Session Laws of 1957, relating to the Johnston County Recorder's Court.

H. B. 773, an act to regulate the operation of watercraft on the waters of the State.

H. B. 788, an act to authorize the issuance of school building bonds and notes in behalf of the Wadesboro City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes.

H. B. 796, an act to amend Chapter 20 of the General Statutes, providing for the classification, licensing and registration of automobile utility trailers.

H. B. 860, an act authorizing the deputy sheriff or officer on duty as desk sergeant in Concord to issue warrants returnable before justices of the peace or any inferior court in said county.

H. B. 929, an act to amend Article 53 of Chapter 14 of the General Statutes so as to include therein the sale of blank cartridge pistols.

H. B. 944, an act to amend General Statutes 53-43 and General Statutes 53-44 so as to provide that obligations of the Federal Home Loan Banks shall be authorized as security for all deposits of public funds in the State of North Carolina.

H. B. 1002, an act to extend the jurisdiction of the recorder's court of the town of Bessemer City.

H. B. 1033, an act to amend General Statutes 7-111 relating to the discontinuance of domestic relations courts and providing for transfer of cases and property.

H. B. 1034, an act to amend General Statutes 18-99 relating to licenses for the sale of fortified wine in Guilford County.

H. B. 1048, an act to amend General Statutes 2-42, General Statutes 14-269 and Article 53 of Chapter 14 of the General Statutes relating to the possession and sale of weapons.

H. B. 1064, an act to amend Article 13C of Chapter 131 of the General Statutes relating to county hospital districts.

H. B. 1070, an act amending Chapter 552 of the 1955 Session Laws of North Carolina to allow for the completion of sewage treatment plants under construction on July 1, 1959.

H. B. 1098, an act relating to the terms of agricultural tenancies in Person County.

H. B. 1102, an act to repeal Chapter 414, Session Laws of 1951 so as to provide for jury trials in the recorder's court of Randolph County as provided by General Statutes 7-228 and to provide for a subsequent election upon the question whether the voters of Randolph County are in favor of jury trials in said recorder's court.

H. B. 1127, an act to amend General Statutes 7-70 relating to the terms of Superior Court in Franklin County.

H. B. 1128, an act to amend Section 130-128 of the General Statutes of North Carolina relating to the powers of sanitary districts.

H. B. 1133, an act to amend the charter of the town of Yadkinville so as to extend the limits of the town.

H. B. 1162, an act to fix the compensation of certain officials of Franklin County and to fix certain fees to be charged in said county.

H. B. 1165, an act to permit certain emergency vehicles to use sirens and other special warning devices in certain counties.

H. B. 1167, an act to amend Chapter 1427 of the Session Laws of 1957 relating to contributions to the Western North Carolina Regional Planning Commission.

H. B. 1191, an act to authorize and empower the city of Burlington to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the costs thereof.

H. B. 1194, an act to amend H. B. 525 relating to drainage and drainage districts ratified on May 22, 1959.

H. B. 1220, an act to authorize the board of county commissioners of Anson County to levy an additional industrial development tax subject to a referendum of the people.

H. B. 1230, an act providing for the appointment of a county accountant for Yancey County, fixing his salary and term of office.

H. B. 1232, an act to authorize the board of county commissioners of Pasquotank County to fix the salaries of certain county officials.

H. B. 1234, an act to amend Article 17 of Chapter 66 of the General Statutes relating to closing-out sales.

H. P. 1236, an act to amend Article IV of Chapter 902 of the Session Laws of 1953 relating to the supplementary retirement system of the city of Fayetteville.

H. B. 1241, an act to authorize the board of county commissioners of Nash County to fix the compensation for the chairman and other members of the board.

H. B. 1244, an act to bar the collection of taxes levied by the town of Teachey in Duplin County for the year 1948 and years prior thereto.

H. B. 1246, an act to amend Chapter 585 of the Public Local Laws of 1937, as amended by Chapter 650 of the Session Laws of 1947, relating to the distribution of profits from alcoholic beverage control stores in Rowan County.

H. B. 1247, an act to authorize the board of county commissioners of Surry County to expend surplus funds and non-ad valorem tax revenue for the purchase of lands and the construction thereon of public and community buildings.

H. B. 1248, an act to fix the compensation of certain officials of Burke County, and to fix the fees to be charged by the register of deeds of said county.

H. B. 1250, an act to amend Chapter 13 of the Session Laws of 1953 relating to the issuance of warrants in the trial justice court of the town of Tarboro in Edgecombe County.

H. B. 1251, an act to transfer certain delinquent taxes in Edgecombe County to the general fund.

H. B. 1253, an act to authorize the board of county commissioners of Montgomery County to fix the fees of justices of the peace in said county.

H. B. 1266, an act to amend H. B. 217, ratified on March 24, 1959, and to repeal H. B. 903, ratified on May 21, 1959, relating to the membership of the Yancey County Board of Education.

H. B. 1267, an act to amend General Statutes 9-4 relating to the drawing of jurors in Alamance County.

H. B. 1273, an act rewriting Section 94 of Chapter 121, Private Laws of 1931, rewritten by Chapter 149, Session Laws of 1943, relating to the library board of the city of Asheville.

H. B. 1275, an act to authorize the clerk and assistant clerk of the mayor's court of the town of Louisburg to issue warrants and other process.

H. B. 1277, an act to amend Chapter 338, Private Laws of 1909, as amended, relating to the recorder's court of the city of Charlotte and Mecklenburg County.

H. B. 1278, an act to repeal Chapter 569 of the Session Laws of 1955 relating to the destruction of pistols and guns confiscated in criminal cases in Scotland County.

H. B. 1279, an act to amend General Statutes 152-1 so as to authorize the clerk of the Superior Court of Alamance County to appoint an assistant coroner and to amend General Statutes 152-5 relating to the compensation of the coroner of Alamance County.

H. B. 1280, an act to provide for the establishment of bird sanctuaries in the towns of Archdale and Trinity in Randolph County.

H. B. 1281, an act fixing the terms of office of the officials of the town of Clyde in Haywood County.

H. B. 1282, an act authorizing the city of Asheville to convey its interest in the property constituting the Asheville-Hendersonville Airport to the city of Hendersonville and the county of Henderson.

H. B. 1284, an act rewriting Section 1 of Chapter 137, Public Local Laws of 1939 so as to provide for the nomination of members of the Perquimans County Board of Commissioners by townships and their election by the voters of the county at large.

H. B. 1285, an act fixing the membership of Perquimans County Board of Education and providing that one member of said board shall be nominated from each of the five townships within the county.

H. B. 1290, an act to require the county commissioners of Chatham County to turn into the general fund all taxes collected for the year 1957 and all prior years.

H. B. 1291, an act to amend General Statutes 162-7 relating to the fees to be charged by the sheriff of Wilson County.

H. B. 1292, an act relating to the salary of the clerk of the Superior Court of Hyde County.

H. B. 1293, an act validating and confirming official acts of the deputy register of deeds of Watauga County performed in the name of the register of deeds.

H. B. 1294, an act to authorize the board of county commissioners of Polk County to fix the salaries and fees of all appointed officials of Polk County.

H. B. 1295, an act to amend General Statutes 7-134 relating to the fees to be charged by justices of the peace in Alleghany County.

H. B. 1298, an act authorizing the city of Rocky Mount to sell certain land that is not needed for municipal purposes.

H. B. 1305, an act to amend H. B. 417, ratified the 21st day of May, 1959, entitled "An act extending the corporate limits of the city of High Point and amending the charter of said city with reference to the corporate limits of said city."

H. B. 1306, an act amending the charter of the town of Bridgeton, in Craven County, by repealing the Statute requiring the nomination of candidates for municipal offices by primary elections, and fixing the date for general municipal elections in said town.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Morgan, for the Committee on Calendar:

S. B. 500, a bill amending General Statutes 81-74 and rewriting General Statutes 81-77 relating to the storage, handling and distribution of liquid fertilizer, with a favorable report.

S. B. 508, a bill to authorize the board of commissioners of Harnett County to increase the special tax levy for the county farm agent and home demonstration agent from three to five cents, with a favorable report.

S. B. 507, a bill to amend the charter of the town of Garner so as to provide different election dates for municipal officers and to provide four-year terms of office for the municipal officers, with a favorable report.

H. B. 232, a bill to reimburse J. W. Ellis for personal expenses and obligations incurred in connection with an incident while carrying out his duties as an employee of the Wildlife Resources Commission, with a favorable report, as amended.

H. R. 973, a joint resolution creating a commission to study the public school education of exceptionally talented children, with a favorable report.

H. R. 1117, a joint resolution authorizing the appointment of a special commission to study the feasibility of utilizing public school buildings and school facilities on a year-round or twelve months basis, with a favorable report.

H. B. 890, a bill to fix the salaries of the chairman and other members of the board of county commissioners of Carteret County, with a favorable report.

H. B. 1015, a bill to rewrite General Statutes 110-39 pertaining to neglect and encouragement of delinquency of children, with a favorable report.

H. R. 1071, a joint resolution authorizing the Governor to appoint an Advisory Committee on Aviation, with a favorable report.

H. B. 447, a bill to amend various Sections of Chapter 20 of the General Statutes entitled Motor Vehicles, with a favorable report.

H. B. 1040, a bill to amend General Statutes 163-175 so as to make the provisions thereof relating to "single shot voting" apply to county or municipal general elections, with an unfavorable report.

H. B. 1154, a bill to create a commission to study social deviances, including juvenile delinquency, drug addiction, sexual delinquency, mental illness, habitual criminals and alcoholism, with particular emphasis on the recidivist or repeating offender, with an unfavorable report.

H. B. 755, a bill to provide for registration of sanitarians for the protection of the public health, with a favorable report, as amended.

H. R. 1085, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations to the Governor as to the necessity and advisability of a reorganization of the State government in the interest of more efficient and economical administration of the same, with a favorable report.

H. B. 1327, a bill to provide for the resignation of certain guardians and trustees for minors, and to provide for the administration by the clerk of Superior Court of Rowan County of an estate for a minor when such person does not own any property other than cash and money due and the amount of cash belonging to and money due him does not exceed two thousand five hundred dollars, with a favorable report.

H. B. 1308, a bill to amend Chapter 382, Session Laws of 1947, as amended by Chapter 575 Session Laws of 1953, and re-enacted by Chapter 401, Session Laws of 1957, relating to the issuance of school building bonds by districts and the levy of taxes for the payment of principal and interest on such bonds, with a favorable report.

H. R. 1123, a joint resolution directing the State Board of Education to study teacher evaluation, rating and certification, with a favorable report.

H. B. 1142, a bill to amend General Statutes 115-148 relating to reports of superintendents, principals, teachers and other employees in the public schools of this State, with a favorable report.

H. B. 1307, a bill relating to the powers, duties, selection and term of office of the auditor for Wake County, with a favorable report.

H. B. 1326, a bill to amend Chapter 22 of the Private Laws of 1935 so as to increase the membership of the Lexington Utilities Commission, with a favorable report.

H. B. 1328, a bill repealing Chapter 355, Public Local Laws of 1925, with a favorable report.

H. B. 1310, a bill to amend General Statutes 90-71 relating to the sale of certain tracts in Avery County, with a favorable report.

H. B. 1324, a bill appointing members of the Hyde County Board of Education, fixing their terms of office and providing for the nomination and appointment of their successors, with a favorable report.

H. B. 1309, a bill amending General Statutes 7-27 so as to provide that a justice of the peace of Avery County shall not regularly maintain an office outside the township for which he has been elected or appointed, with an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Blackburn: S. B. 512, a bill to amend Chapter 158 of the Public Local Laws of 1911, relating to the civil jurisdiction of the Vance County Recorder's Court.

Upon motion of Senator Blackburn, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Williamson: S. B. 513, a bill to amend Section 9 of Chapter 673, Session Laws of 1945, as amended, so as to make it unlawful for professional bondsmen in Columbus County to charge more than seven and one-half per cent of the penalty of any bond.

Upon motion of Senator Williamson, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Peel: S. B. 514, a bill authorizing the county commissioners of Martin County and the governing bodies of the various municipalities within said county to enact ordinances regulating the operation of juke boxes in said county.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1343, a bill authorizing the Chatham County Board of Education to convey to the town of Pittsboro, at private sale, a certain lot of land to be used for the location of a water tank.

Referred to Committee on Calendar.

H. R. 1345, a joint resolution honoring the memory of James Archibald Hardison.

Upon motion of Senator Thomas, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 502, a bill to amend sub-Section 43 of General Statutes 153-9, relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—49.

The bill is ordered sent to the House of Representatives, by special messenger.

H. B. 1198, a bill extending the territorial jurisdiction of the police department of the city of Asheville to the new Asheville Airport located in Henderson and Buncombe Counties and to make the ordinances of the city of Asheville and the privilege license schedules of said city applicable to the property constituting said airport, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—49.

The bill is ordered enrolled.

H. B. 1223, a bill to create the Franklin County Peace Officers' Relief Association, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—49.

The bill is ordered enrolled.

H. B. 1235, a bill to provide for the consolidation and merger of the town of Bertie and the town of Windsor and to extend the limits of the town of Windsor, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—49.

The bill is ordered enrolled.

H. B. 1283, a bill to annex to Buncombe County that part of the Asheville Airport property located in Henderson County, upon third reading.

The bill passes its third reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—49.

The bill is ordered enrolled.

H. B. 1207, a bill to provide for the establishment of a law library for the municipal court of the city of High Point, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe,

Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—49.

H. B. 1302, a bill permitting Scotland County to authorize bonds for school purposes in the maximum aggregate principal amount of nine hundred seventy-five thousand dollars, notwithstanding the limitation of debt for such purposes in the County Finance Act, upon second reading.

The bill passes its second reading by roll call vote, ayes 49, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—49.

H. B. 1091, a bill to repeal Chapter 1034 of the Session Laws of 1953 relating to fishing in the waters of Bladen County during the night time.

Passes its second and third readings and is ordered enrolled.

H. B. 1147, a bill providing the machinery for making and adopting school budgets of administrative school units and for the accounting of public school funds. (Brunswick County).

Passes its second and third readings and is ordered enrolled.

H. B. 1231, a bill to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two (.22) caliber, (Scotland County).

Passes its second and third readings and is ordered enrolled.

H. B. 1287, a bill authorizing the county of Gaston to expend certain surplus Debt Service Funds for the construction, equipping, operating and maintaining of a Nature Museum.

Passes its second and third readings and is ordered enrolled.

H. B. 1297, a bill to amend General Statutes 9-5 relating to the compensation of jurors in Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 1299, a bill amending Chapter 1097, Session Laws of 1953 relating to the Emergency Reserve Fund for law enforcement officers in Cabarrus County.

Passes its second and third readings and is ordered enrolled.

H. B. 1300, a bill to amend Chapter 47 of the General Statutes relating to the probate and recording of instruments by the clerks of Superior Court and registers of deeds of Cabarrus County.

Upon motion of Senator Rutledge, the Committee amendment is withdrawn.

Passes its second and third readings and is ordered enrolled.

H. B. 1311, a bill amending Chapter 235, Private Laws of 1905, relating to municipal elections in the town of Dunn.

Passes its second and third readings and is ordered enrolled.

H. B. 1312, a bill amending Chapter 674, Session Laws of 1955, so as to remove Buncombe from the list of counties to which the provisions of said Act amending General Statutes 14-414 relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

Passes its second and third readings and is ordered enrolled.

H. B. 1315, a bill rewriting Section 3 of Chapter 1060, Session Laws of 1951, relating to the compensation of the tax collector of Wilson County, his deputies and clerical assistants.

Passes its second and third readings and is ordered enrolled.

H. B. 1316, a bill to require the removal of abandoned boats or other watercraft along the shores or in the waters of Chowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 1318, a bill authorizing the Tryon City Board of Education to use certain surplus tax funds for its 1959-60 outlay budget.

Passes its second and third readings and is ordered enrolled.

S. B. 94, a bill to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

Upon motion of Senator Bell, action on the bill is postponed indefinitely.

H. B. 12, a bill to amend and supplement the "Revenue Act," being sub-Chapter 1 of Chapter 105 of the General Statutes.

Senator Morgan of Harnett offers an amendment, held to be material.

Upon the adoption of the amendment, Senator Morgan of Harnett calls for the "ayes" and "noes."

The call is sustained.

The amendment fails of adoption by the following roll call vote, ayes 18, noes 32, as follows:

Those voting in the affirmative are: Senators Hamilton, Hancock, Henkel, Jolly, Jordan, Lackey, Monroe, Morgan of Harnett, Reavis, Simpkins, Snow, Thomas, Warren, Whitley, Williams, Williamson Winslow, Yow—18.

Those voting in the negative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Humber, Kesler, Kirkman, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Peel, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomason—32.

Upon motion of Senator Morgan of Cleveland, the Senate recesses to meet this afternoon at 3:15 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Wednesday, June 17, 1959.

The Senate meets pursuant to recess and is called to order by Lieutenant Governor Luther E. Barnhardt.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Morgan of Cleveland, for the Committee on Calendar:

S. B. 514, a bill authorizing the county commissioners of Martin County and the governing bodies of the various municipalities within said county to enact ordinances regulating the operation of juke boxes in said county, with a favorable report.

H. B. 627, a bill concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioner of Banks and investment by corporate fiduciaries of North Carolina in shares of such companies, with an unfavorable report.

H. B. 1343, a bill authorizing the Chatham County Board of Education to convey to the town of Pittsboro, at private sale, a certain lot of land to be used for the location of a water tank, with a favorable report.

By Senator Crew, for the Committee on Judiciary No. 1:

H. B. 1052, a bill to provide for the removal of justices of the peace from office for certain causes, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 63, a bill to amend General Statutes 39-32.1, relating to control corners in real estate developments, for concurrence in the House amendment.

The bill is placed upon the Calendar for Thursday, June 18, 1959.

S. B. 64, a bill to amend Chapter 89 of the General Statutes, relating to the registration and practice of land surveyors, for concurrence in the House amendment.

The bill is placed upon the Calendar for Thursday, June 18, 1959.

S. B. 72, a bill to amend Chapter 55 of the North Carolina General Statutes, for concurrence in the House amendment.

The bill is placed upon the Calendar for Thursday, June 18, 1959.

S. B. 75, a bill to amend Chapter 26 of the General Statutes relating to the transfer of an obligation to the paying surety, for concurrence in the House amendment.

Upon motion of Senator Medford, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 143, a bill concerning gifts of securities and money to minors and to make uniform the law with reference thereto, for concurrence in the House amendment.

Upon motion of Senator Kirkman, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 218, a bill to amend Chapter 52A of the General Statutes of North Carolina, relating to the Uniform Reciprocal Enforcement of Support, for concurrence in the House amendment.

Upon motion of Senator Peel, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 386, a bill to provide for staggered terms of office for members of the board of education in Nash County, for concurrence in the House amendment.

Upon motion of Senator Alford, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 921, a bill to transfer certain capital improvement funds from the Goldsboro Training School to the State Hospital at Goldsboro.

Referred to Committee on Calendar.

H. B. 1171, a bill amending General Statutes 108-14, relating to powers and duties of county welfare superintendents.

Referred to Committee on Calendar.

H. B. 1011, a bill to create the Perquimans Peace Officers' Relief Association.

Referred to Committee on Calendar.

H. B. 1166, a bill to amend General Statutes 1-305, relating to the issuance of executions on unsatisfied judgments.

Referred to Committee on Calendar.

H. B. 1076, a bill to amend General Statutes 65-14, relating to church cemeteries.

Referred to Committee on Calendar.

H. B. 1186, a bill to amend General Statutes 97-10 of the Workmen's Compensation Act to entitle an employee to sue employer in Superior Court where occupational disease is not compensable under Act.

Referred to Committee on Calendar.

H. B. 1170, a bill to amend General Statutes 35-31, pertaining to the commitment of inebriates.

Referred to Committee on Calendar.

H. B. 1180, a bill to amend General Statutes 2-10, relating to the number of assistant clerks of Superior Court who may be appointed in each county.

Referred to Committee on Calendar.

H. B. 1181, a bill to amend General Statutes 136-69 so as to make the provisions thereof applicable to home owners and builders.

Referred to Committee on Calendar.

H. B. 1188, a bill to amend the arson laws, being Article 15, Chapter 14 of the General Statutes.

Referred to Committee on Calendar.

H. B. 1314, a bill to amend H. B. 841, ratified the 9th day of June, 1959, relating to the number of county commissioners of Wake County and to their election and terms of office.

Referred to Committee on Calendar.

H. B. 1249, a bill to amend Chapter 93 of the Private Laws of 1907, relating to the election of trustees of the Glen Alpine Graded School District.

Referred to Committee on Calendar.

H. B. 1261, a bill to amend General Statutes 97-90, relating to certain fees and charges in workmen's compensation cases involving third-party tort feorsors.

Referred to Committee on Calendar.

H. B. 1255, a bill to amend Chapter 105 of the General Statutes, relating to the date as of which property is to be assessed for ad valorem tax purposes.

Referred to Committee on Calendar.

S. B. 268, a bill relative to the recognition of gain or loss upon receipt of divested stock pursuant to order enforcing the anti-trust laws, for concurrence in the House amendment.

Upon motion of Senator Bell, the Senate concurs in the House Amendment and the bill is ordered enrolled.

H. R. 1262, a joint resolution memorializing Congress to legalize the hunting of loons (*gavia immer*) either during the regular waterfowl hunting season or otherwise.

Referred to Committee on Calendar.

H. B. 1276, a bill to establish the John Motley Morehead Memorial Commission and to authorize it to acquire property and gifts and to do all things necessary to establish a perpetual memorial at the Blandwood homeplace of John Motley Morehead, Greensboro, North Carolina.

Referred to Committee on Calendar.

H. B. 1330, a bill to amend Chapter 235 of the Session Laws of 1949, relating to the salaries of the sheriff and register of deeds of Guilford County.

Referred to Committee on Calendar.

H. B. 1331, a bill providing that S. B. 430, ratified on the 16th day of June, 1959, and creating the "East Carolina Airport Authority" shall not apply to the counties of Martin, Washington and Wilson.

Referred to Committee on Calendar.

H. B. 1333, a bill authorizing the board of commissioners of Greene County to establish a law library in Greene County.

Referred to Committee on Calendar.

H. B. 1337, a bill authorizing the city of Hickory to receive and hold for the owners thereof certain unclaimed bond payments.

Referred to Committee on Calendar.

H. B. 1338, a bill to create the Warren County Peace Officers' Relief Association.

Upon motion of Senator Hancock, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1339, a bill to create the Granville County Peace Officers' Relief Association.

Upon motion of Senator Hancock, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1340, a bill to create the Vance County Peace Officers' Relief Association.

Upon motion of Senator Hancock, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

H. B. 1342, a bill amending General Statutes 7-43.2 so as to allow the board of commissioners of Alamance County to designate the prosecuting attorney of an inferior court not having jurisdiction over the entire county to assist the solicitor of the solicitorial district in the prosecution of the criminal docket of the Superior Court of said county.

Referred to Committee on Calendar.

H. B. 1341, a bill to amend Chapter 156 of the General Statutes, relating to the establishment of drainage districts.

Referred to Committee on Calendar.

H. R. 1347, a joint resolution honoring the life and memory of Claude Clarence Abernathy, former member of the General Assembly from Nash County, and expressing regret and sympathy at his passing.

Upon motion of Senator Alford, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered enrolled.

S. B. 62, a bill to repeal Article 6 of Chapter 81 of the General Statutes, relating to the testing of surveyors' instruments and preservation of Meridian monuments, for concurrence in the House amendment.

The bill is placed upon the Calendar for Thursday, June 18, 1959.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 213, a bill to authorize a special commission to celebrate the 250th anniversary of the town of New Bern, and to make an appropriation therefor.

Upon motion of Senator Simpkins, the bill is re-referred to the Committee on Calendar.

H. B. 12, a bill to amend and supplement "The Revenue Act," being sub-Chapter I of Chapter 105 of the General Statutes.

Senator Henkel offers Amendment No. 1, held to be material.

Upon the adoption of the amendment, Senator Lanier calls for the "ayes" and "noes."

The call is sustained.

The amendment fails of adoption by roll call vote, ayes 13, noes 36, as follows:

Those voting in the affirmative are: Senators Hamilton, Hancock, Henkel, Jolly, Jordan, Lackey, Morgan of Harnett, Simpkins, Snow, Thomason, Whitley, Williams, Williamson—13.

Those voting in the negative are: Senators Alford, Andrews, Bason, Bell, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Humber, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomas, Warren, Winslow, Yow—36.

Senator Henkel offers Amendment No. 2, held to be material, which fails of adoption.

Senator Henkel offers Amendment No. 3, held to be material, which fails of adoption.

Senator Jordan offers Amendment No. 1, held to be material, which fails of adoption.

Senator Henkel offers Amendment No. 2, held to be material, which fails of adoption.

Senator Henkel offers an amendment, held to be material.

Upon the adoption of the amendment, Senator Henkel calls for the "ayes" and "noes."

The call is sustained.

The amendment fails of adoption by roll call vote, ayes 11, noes 37, as follows:

Those voting in the affirmative are: Senators Hamilton, Hancock, Henkel, Jolly, Jordan, Lackey, Simpkins, Snow, Thomas, Williams, Williamson—11.

Those voting in the negative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Humber, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Rose, Ross, Rutledge, Shelton, Stikeleather, Thomason, Warren, Winslow, Yow—37.

The bill passes its second reading by roll call vote, ayes 44, noes 5, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomason, Warren, Whitley, Williamson, Winslow, Yow—44.

Those voting in the negative are: Senators Bell, Jolly, Jordan, Thomas, Williams—5.

H. B. 476, a bill to amend Article 5, Section 52, and Article 5, Section 58(F) of Chapter 87 of the General Statutes of North Carolina, relating to the State Board of Refrigeration Examiners, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 3, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—41.

Those voting in the negative are: Senators Cooke, Forsyth, Jolly—3.

H. B. 690, a bill creating a firemen's pension fund.

Senator Andrews moves that the bill be laid upon the Table.

Upon the adoption of the motion, Senator Frink calls for the "ayes" and "noes."

The call is sustained.

The motion fails to prevail by roll call vote, ayes 10, noes 38, as follows:

Those voting in the affirmative are: Senators Andrews, Bason, Bell, Cooke, Currie of Durham, Hancock, Morgan of Cleveland, Snow, Stikeleather, Thomas—10.

Those voting in the negative are: Senators Alford, Blackburn, Canipe, Copeland, Crew, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Thomason, Warren, Williams, Williamson, Winslow, Yow—38.

The bill passes its second reading by roll call vote, ayes 37, noes 10, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Copeland, Crew, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Thomason, Warren, Williams, Williamson, Winslow, Yow—37.

Those voting in the negative are: Senators Andrews, Bason, Bell, Cooke, Currie of Durham, Hancock, Morgan of Cleveland, Snow, Stikeleather, Thomas—10.

H. B. 689, a bill to amend General Statutes 105-228.5, relating to taxes upon insurance companies, upon second reading.

Senator Andrews offers an amendment, held not to be material.

Upon motion of Senator Hamilton, the amendment is laid upon the Table.

Senator Cooke offers an amendment.

Upon motion of Senator Frink, the amendment is laid upon the Table.

The bill passes its second reading by roll call vote, ayes 37, noes 8, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Copeland, Crew, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Thomason, Warren, Williams, Williamson, Winslow, Yow—37.

Those voting in the negative are: Senators Andrews, Bason, Bell, Cooke, Currie of Durham, Hancock, Morgan of Cleveland, Snow—8.

The following pairs are announced: Senators Henkel, "aye," Stikeleather, "no"; Senators Whitley, "aye," Thomas, "no."

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 10 o'clock.

ONE HUNDRED SIXTEENTH DAY

SENATE CHAMBER,

Thursday, June 18, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Cooke, Eddie O'Neal of Gaston County is made an honorary page of the Senate.

Senator Morgan of Harnett moves that H. B. 907, a bill to amend General Statutes 18-32, relating to the keeping of liquor for sale in Randolph County, be taken from the Committee on Counties, Cities and Towns and placed upon today's Calendar.

The motion fails to prevail.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1345, a joint resolution honoring the memory of James Archibald Hardison.

H. R. 1347, a joint resolution honoring the life and memory of Claude Clarence Abernathy, former member of the General Assembly from Nash County, and expressing regret and sympathy at his passing.

S. B. 75, an act to amend Chapter 26 of the General Statutes, relating to the transfer of an obligation to the paying surety.

S. B. 77, an act to permit joinder of the principal debtor as a party defendant when a surety is sued by a creditor.

S. B. 169, an act to require financial responsibility of dealers in securities and to provide for the supervision of such dealers.

S. B. 218, an act to amend Chapter 52A of the General Statutes of North Carolina, relating to the uniform reciprocal enforcement of support.

S. B. 243, an act to provide for the appointment of a special county attorney and to define his duties.

S. B. 254, an act to amend General Statutes 77-14, relating to obstructions in streams and farmland drainage districts so as to make the same apply to other lands.

S. B. 260, an act to provide for reserves for losses in building and loan or savings and loan associations.

S. B. 262, an act to authorize the State Highway Commission to acquire in fee simple its right of way.

S. B. 264, an act to authorize the State Highway Commission to acquire entire lots, blocks or tracts of property affected by highway construction.

S. B. 265, an act to clarify the issuance by the State Highway Commission of special permits for vehicles of excessive size or weight.

S. B. 266, an act to amend Chapter 1115 of the Session Laws of 1953, relating to advisory members of the Neuse River Watershed Authority.

S. B. 268, an act relative to the recognition of gain or loss upon receipt of divested stock pursuant to order enforcing the anti-trust laws.

S. B. 386, an act to provide for staggered terms of office for members of the board of education in Nash County.

S. B. 454, an act to amend Section 4, Chapter 779 of the 1955 Session Laws.

S. B. 476, an act to amend the charter of the town of Halifax in Halifax County.

S. B. 486, an act to authorize the board of county commissioners of New Hanover County, in its discretion, to levy a tax for the construction of shore protective works.

H. B. 803, an act to amend General Statutes 28-173, relating to the application of amounts recovered in actions for wrongful death.

H. B. 1024, an act to revise and reorganize the charter of the city of Greensboro, and to amend the following Sections of the General Statutes of North Carolina: General Statutes 143-129; General Statutes 147-8; General Statutes 147-9; General Statutes 160-181.1; General Statutes 105-387(a); and General Statutes 160-452.

H. B. 1091, an act to repeal Chapter 1034 of the Session Laws of 1953, relating to fishing in the waters of Bladen County during the night-time.

H. B. 1147, an act providing the machinery for making and adopting school budgets of administrative school units and for the accounting of public school funds.

H. B. 1184, an act to provide for the conduct of partisan primary elections in the town of Columbus in Polk County.

H. B. 1198, an act extending the territorial jurisdiction of the police department of the city of Asheville to the new Asheville airport located in Henderson and Buncombe Counties and to make the ordinances of the city of Asheville and the privilege license schedules of said city applicable to the property constituting said airport.

H. B. 1223, an act to create the Franklin County Peace Officers' Relief Association.

H. B. 1231, an act to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two (.22) caliber.

H. B. 1235, an act to provide for the consolidation and merger of the town of Bertie and the town of Windsor and to extend the limits of the town of Windsor.

H. B. 1283, an act to annex to Buncombe County that part of the Asheville Airport property located in Henderson County.

H. B. 1287, an act authorizing the county of Gaston to expend certain surplus debt service funds for the construction, equipping, operating and maintaining of a nature museum.

H. B. 1297, an act to amend General Statutes 9-5, relating to the compensation of jurors in Graham County.

H. B. 1299, an act amending Chapter 1097, Session Laws of 1953, relating to the emergency reserve fund for law enforcement officers in Cabarrus County.

H. B. 1300, an act to amend Chapter 47 of the General Statutes, relating to the probate and recording of instruments by the clerks of Superior Court and registers of deeds of Cabarrus County.

H. B. 1311, an act amending Chapter 235, Private Laws of 1905, relating to municipal elections in the town of Dunn.

H. B. 1312, an act amending Chapter 674, Session Laws of 1955, so as to remove Buncombe from the list of counties to which the provisions of said Act

amending General Statutes 14-414, relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

H. B. 1315, an act rewriting Section 3 of Chapter 1060, Session Laws of 1951, relating to the compensation of the tax collector of Wilson County, his deputies and clerical assistants.

H. B. 1316, an act to require the removal of abandoned boats or other watercraft along the shores or in the waters of Chowan county.

H. B. 1318, an act authorizing the Tryon City Board of Education to use certain surplus tax funds for its 1959-60 capital outlay budget.

H. B. 1338, an act to create the Warren County Peace Officers' Relief Association.

H. B. 1339, an act to create the Granville County Peace Officers' Relief Association.

H. B. 1340, an act to create the Vance County Peace Officers' Relief Association.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Morgan of Cleveland, for the Committee on Calendar:

S. B. 511, a bill to authorize any member of a county board of public welfare to inspect the records, documents, case histories, medical reports and other data on file in the office of the county superintendent of public welfare or in the custody of any case worker or agent of the county superintendent of public welfare, with a favorable report, as amended.

H. B. 921, a bill to transfer certain capital improvement funds from the Goldsboro Training School to the State Hospital at Goldsboro, with a favorable report.

H. B. 1076, a bill to amend General Statutes 65-14, relating to church cemeteries, with a favorable report.

H. B. 1166, a bill to amend General Statutes 1-305, relating to the issuance of executions on unsatisfied judgments, with a favorable report.

H. B. 1170, a bill to amend General Statutes 35-31, pertaining to the commitment of inebriates, with a favorable report, as amended.

H. B. 1180, a bill to amend General Statutes 2-10, relating to the number of assistant clerks of Superior Court who may be appointed in each county, with a favorable report.

H. B. 1181, a bill to amend General Statutes 136-69 so as to make the provisions thereof applicable to home owners and builders, with an unfavorable report.

H. B. 1188, a bill to amend the arson laws, being Article 15, Chapter 14 of the General Statutes, with a favorable report.

H. B. 1243, a bill to authorize the board of aldermen of the town of Wrightsville Beach to construct, improve, enlarge, extend, equip and lease properties relating to tourists and resort-convention hotels in the town of Wrightsville Beach and to issue revenue bonds therefor, with a favorable report.

The bill is placed upon today's Calendar.

H. B. 1337, a bill authorizing the city of Hickory to receive and hold for the owners thereof certain unclaimed bond payments, with a favorable report.

H. B. 1341, a bill to amend Chapter 156 of the General Statutes, relating to the establishment of drainage districts, with a favorable report.

H. B. 1342, a bill amending General Statutes 7-43.2 so as to allow the board of commissioners of Alamance County to designate the prosecuting attorney of an inferior court not having jurisdiction over the entire county to assist the solicitor of the solicitorial district in the prosecution of the criminal docket of the Superior Court of said county, with a favorable report.

H. B. 1249, a bill to amend Chapter 93 of the Private Laws of 1907, relating to the election of trustees of the Glen Alpine Graded School District, with a favorable report.

H. B. 1261, a bill to amend General Statutes 97-90, relating to certain fees and charges in workmen's compensation cases involving third-party tort feasons, with a favorable report.

H. R. 1262, a joint resolution memorializing Congress to legalize the hunting of loons (*Gavia Immer*) either during the regular waterfowl hunting season, or otherwise, with a favorable report.

H. B. 1276, a bill to establish the John Motley Morehead Memorial Commission and to authorize it to acquire property and gifts and to do all things necessary to establish a perpetual memorial at the Blandwood homeplace of John Motley Morehead, Greensboro, North Carolina, with a favorable report.

H. B. 1314, a bill to amend H. B. 841, ratified the 9th day of June, 1959, relating to the number of county commissioners of Wake County and to their election and terms of office, with a favorable report.

Upon motion of Senator Jordan, the bill is placed upon today's Calendar.

H. B. 1330, a bill to amend Chapter 235 of the Session Laws of 1949, relating to the salaries of the sheriff and register of deeds of Guilford County, with a favorable report.

H. B. 1331, a bill providing that S. B. 430, ratified on the 16th day of June, 1959, and creating the "East Carolina Airport Authority," shall not apply to the counties of Martin, Washington, and Wilson with a favorable report.

H. B. 1333, a bill authorizing the board of commissioners of Greene County to establish a law library in Greene County, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 61, a bill to amend Chapter 47 of the General Statutes, relating to plats and subdivisions and land surveys and recording of same, for concurrence in the House amendment.

The bill is placed upon the Calendar.

S. B. 64, a bill to amend Chapter 89 of the General Statutes, relating to the registration and practice of land surveyors, for concurrence in the House amendments.

The bill is placed upon the Calendar.

S. B. 65, a bill to amend Chapter 154 of the General Statutes, relating to county surveyors, for concurrence in the House amendment.

The bill is placed upon the Calendar.

S. B. 76, a bill relating to the exercise of powers of joint personal representatives by one or more than one, for concurrence in the House amendment.

Upon motion of Senator Medford, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 297, a bill to authorize the installation of and use sirens and red lights on motor vehicles used by the sheriff and deputy sheriffs for any county for law enforcement purposes, for concurrence in the House amendment.

Upon motion of Senator Rutledge, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 315, a bill to amend General Statutes 14-399, relating to the placing of litter and refuse on the right of way of any public road, for concurrence in the House amendment.

Upon motion of Senator Currie of Durham, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 392, a bill to amend General Statutes 69-2 for clarification, for concurrence in the House amendment.

Upon motion of Senator Medford, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 432, a bill to amend General Statutes 130-124 and General Statutes 130-148, relating to the creation of sanitary districts and the annexation of territory thereto, for concurrence in the House amendment.

Upon motion of Senator Rutledge, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 142, a bill to amend Chapter 1100 of the Session Laws of 1951, relating to appropriation of funds necessary to pay the State's proportion of costs of the Atlantic States Marine Fisheries.

Referred to Committee on Calendar.

H. B. 145, a bill to amend General Statutes 115-186, relating to public school bus routes.

Referred to Committee on Calendar.

H. B. 181, a bill to amend Article 4 of Chapter 81 of the General Statutes, relating to the issuance of permits by the State Superintendent of Weights and Measures to purchasers of cotton in this State.

Referred to Committee on Calendar.

H. B. 760, a bill to clarify and amend the provisions of the Workmen's Compensation Act as it relates to rights and remedies against third persons.

Referred to Committee on Calendar.

H. B. 1103, a bill to amend Article 13 of Chapter 7 of the General Statutes, relating to the establishment of and offenses before domestic relations courts by authorizing the governing bodies to establish fees to be charged by said courts, and to authorize said courts to collect alimony and nonsupport payments.

Referred to Committee on Calendar.

H. B. 1334, a bill to authorize the issuance of school building bonds and notes in behalf of the Whiteville City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes.

Referred to Committee on Calendar.

H. B. 1263, a bill to provide for elections on the question of annexing certain areas in Durham County to the Durham City Administrative School Unit.

The bill is placed upon the Calendar.

H. B. 1335, a bill to clarify the taxable status of property within the territory newly annexed by the city of Charlotte.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
Thursday, June 18, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of S. B. 64, entitled "a bill to amend Chapter 89 of the General Statutes, relating to the registration or practice of land surveyors," for further consideration.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Garriss, the bill is ordered returned to the House of Representatives for further consideration, and upon his motion a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:
H. B. 1207, a bill to provide for the establishment of a law library for the municipal court of the city of High Point, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 3, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Copeland, Crew, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomason, Warren, Williams, Williamson, Yow—40.

Those voting in the negative are: Senators Hancock, Kesler, Thomas—3.

The bill is ordered enrolled.

H. B. 1302, a bill permitting Scotland County to authorize bonds for school purposes in the maximum aggregate principal amount of nine hundred seventy-five thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—46.

The bill is ordered enrolled.

S. B. 508, a bill to authorize the board of commissioners of Harnett County to increase the special tax levy for the county farm agent and home demonstration agent from three to five cents, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—46.

H. B. 1308, a bill to amend Chapter 382, Session Laws of 1947, as amended by Chapter 575, Session Laws of 1953, and reenacted by Chapter 401, Session Laws of 1957, relating to the issuance of school building bonds by districts and the levy of taxes for the payment of principal and interest on such bonds (Sampson County only), upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—46.

S. B. 507, a bill to amend the charter of the town of Garner so as to provide different election dates for municipal officers and to provide four-year terms of office for the municipal officers.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 514, a bill authorizing the county commissioners of Martin County and the governing bodies of the various municipalities within said county to enact ordinances regulating the operation of juke boxes in said county.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 890, a bill to fix the salaries of the chairman and other members of the board of county commissioners of Carteret County.

Senator Hamilton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1307, a bill relating to the powers, duties, selection and term of office of the auditor for Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 1310, a bill to amend General Statutes 90-71, relating to the sale of certain drugs in Avery County.

Passes its second and third readings and is ordered enrolled.

H. B. 1326, a bill to amend Chapter 22 of the Private Laws of 1935 so as to increase the membership of the Lexington Utilities Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 1327, a bill to provide for the resignation of certain guardians and trustees for minors, and to provide for the administration by the clerk of Superior Court of Rowan County of an estate for a minor when such person does not own any property other than cash and money due and the amount of cash belonging to and money due him does not exceed two thousand five hundred dollars.

Passes its second and third readings and is ordered enrolled.

H. B. 1324, a bill appointing members of the Hyde County Board of Education, fixing their terms of office and providing for the nomination and appointment of their successors.

Passes its second and third readings and is ordered enrolled.

H. B. 1328, a bill repealing Chapter 355, Public Local Laws of 1925.

Passes its second and third readings and is ordered enrolled.

H. B. 1343, a bill authorizing the Chatham County Board of Education to convey to the town of Pittsboro, at private sale, a certain lot of land to be used for the location of a water tank.

Passes its second and third readings and is ordered enrolled.

H. B. 12, a bill to amend and supplement "The Revenue Act," being sub-Chapter I of Chapter 105 of the General Statutes, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 4, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williamson, Winslow, Yow—43.

Those voting in the negative are: Senators Jolly, Jordan, Simpkins, Williams—4.

The bill is ordered enrolled.

H. B. 476, a bill to amend Article 5, Section 52, and Article 5, Section 58(F) of Chapter 87 of the General Statutes of North Carolina, relating to the State Board of Refrigeration Examiners, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 2, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Canipe, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—43.

Those voting in the negative are: Senators Cooke, Thomas—2.

The bill is ordered enrolled.

H. B. 689, a bill to amend General Statutes 105-228.5, relating to taxes upon insurance companies, upon third reading.

Senator Morgan of Cleveland offers an amendment.

Upon motion of Senator Henkel, the amendment is laid upon the Table.

The bill passes its third reading by roll call vote, ayes 36, noes 8, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Crew, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—36.

Those voting in the negative are: Senators Andrews, Bason, Cooke, Currie of Durham, Hancock, Morgan of Cleveland, Stikeleather, Thomas—8.

The bill is ordered enrolled.

H. B. 690, a bill creating a Firemen's Pension Fund, upon third reading.

The bill passes its third reading by roll call vote, ayes 35, noes 8, as follows:

Those voting in the affirmative are: Senators Alford, Blackburn, Canipe, Crew, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Henkel, Jolly, Jordan, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—35.

Those voting in the negative are: Senators Andrews, Bason, Cooke, Currie of Durham, Hancock, Morgan of Cleveland, Stikeleather, Thomas—8.

The bill is ordered enrolled.

H. B. 755, a bill to provide for registration of sanitarians for the protection of the public health, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 39, noes 1, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Canipe, Cooke, Crew, Currie of Durham, Currie of Moore, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williamson, Winslow, Yow—39.

Those voting in the negative are: Senators Williams—1.

S. B. 15, a bill to amend and supplement "The Revenue Act," being sub-Chapter 1 of Chapter 105 of the General Statutes.

Upon motion of Senator Kirkman, action on the bill is postponed indefinitely.

S. B. 307, a bill to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes, upon second reading.

Senator Currie of Durham offers Amendment No. 1, held not to be material, which is adopted.

Senator Currie of Durham offers Amendment No. 2, held not to be material, which is adopted.

Senator Yow moves that action on the bill be postponed until the Senate receives from the House, H. B. 1304.

Senator Peel offers a substitute motion that the bill be temporarily misplaced.

The motion of Senator Peel fails to prevail.

The motion of Senator Yow fails to prevail, and the bill is placed upon its immediate readings.

The bill, as amended, passes its second reading by roll call vote, ayes 33, noes 13, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Cooke, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Garrison, Garriss, Hancock, Humber, Kesler, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Rose, Ross, Rutledge, Shelton, Snow, Stikeleather, Thomason, Warren, Williams—33.

Those voting in the negative are: Senators Canipe, Forsyth, Frink, Hamilton, Henkel, Jolly, Jordan, Lackey, Simpkins, Thomas, Whitley, Williamson, Yow—13.

S. B. 62, a bill to repeal Article 6 of Chapter 81 of the General Statutes, relating to the testing of surveyors' instruments and preservation of Meridian monuments, for concurrence in the House amendment.

Upon motion of Senator Garriss, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 63, a bill to amend General Statutes 39-32.1, relating to control corners in real estate developments, for concurrence in the House amendment.

Upon motion of Senator Garriss, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 72, a bill to amend Chapter 55 of the North Carolina General Statutes, for concurrence in the House amendment.

Upon motion of Senator Medford, the Senate fails to concur in the House amendment and a Conference Committee is requested.

The Chair appoints as Conferees on the part of the Senate, Senators Kirkman and Medford, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 78, a bill to amend Chapter 163 of the General Statutes of North Carolina so as to make certain corrections and clarifications in the election laws.

Senator Shelton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate Amendment.

H. B. 631, a bill to provide for the investigation of offenses involving abandonment and nonsupport of children.

Senator Crew offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Thursday, June 18, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 890 entitled, "a bill to fix the salaries of the chairman and other members of the board of county commissioners of Carteret County," and requests conferees. Mr. Speaker Hewlett has appointed Representatives Bell, Kemp and Whitehurst on the part of the House to confer with a like committee appointed on the part of the Senate to the end that the differences arising may be adjusted.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Hamilton, the Senate fails to appoint conferees, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Morgan of Cleveland, the Senate recesses to meet this afternoon at 2 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Thursday, June 18, 1959.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Upon motion of Senator Garriss, the vote by which H. B. 945, a bill requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in the counties designated herein shall show thereon the name of the draftsman, is placed upon today's Calendar.

Upon motion of Senator Winslow, H. B. 376, a bill to amend Chapter 1436 of the Session Laws of 1957, relating to migratory waterfowl in Currituck Sound and its tributaries, is taken from the Committee on Wildlife and re-referred to the Committee on Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Morgan of Cleveland, for the Committee on Calendar:

H. B. 181, a bill to amend Article 4 of Chapter 81 of the General Statutes, relating to the issuance of permits by the State Superintendent of Weights and Measures to purchasers of cotton in this State, with an unfavorable report.

H. B. 1103, a bill to amend Article 13 of Chapter 7 of the General Statutes, relating to the establishment of and offenses before domestic relations courts by authorizing the governing bodies to establish fees to be charged by said courts, and to authorize said courts to collect alimony and non-support payments, with a favorable report.

H. B. 1171, a bill amending General Statutes 108-14, relating to powers and duties of county welfare superintendents, with a favorable report.

H. B. 1288, a bill to extend the jurisdiction of the recorder's court of the town of Mount Holly, Gaston County, North Carolina, to include all of River Bend Township, with a favorable report.

H. B. 1335, a bill to clarify the taxable status of property within the territory newly annexed by the city of Charlotte, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 540, a bill to authorize the board of county commissioners of Carteret County to fix fees charged by county officials and to fix the number of salaried county employees and the compensation of county officials and employees, with a favorable report.

H. B. 1086, a bill relating to the compensation of certain officials of Alamance County, with a favorable report.

H. B. 1087, a bill to repeal Chapter 232 of the Public Local Laws of 1935, relating to the compensation of certain employees of Alamance County, with a favorable report.

H. B. 1189, a bill fixing the salaries of certain public officials of Alamance County, with a favorable report.

H. B. 1190, a bill to amend General Statutes 14-346.1 so as to make the same applicable to Alamance County, with a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan of Cleveland: S. R. 515, a joint resolution by the General Assembly of North Carolina providing for adjournment on Saturday, June 20, 1959.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the resolution is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Crew: S. B. 516, a bill to allow the qualified electors of Halifax County to determine in a special election which of two proposed methods of selecting members of the board of alcoholic control shall be adopted for Halifax County.

Upon motion of Senator Crew, the rules are suspended and the bill is placed upon its immediate readings.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 33, a bill authorizing the Governor and Council of State to furnish Replacement Volumes 2C and 3B of the General Statutes of North Carolina to the Justices of the Supreme Court, the judges and solicitors of the Superior Courts, the Supreme Court Library and other State officials and agencies, for concurrence in the House amendment.

The bill is placed upon the Calendar.

House Committee substitute for S. B. 225, a bill to amend General Statutes 7-51 so as to make consistent the retirement provisions with respect to Justices of the Supreme Court, Superior Court judges and the attorney general.

The bill passes its first reading.

The rules are suspended and the bill is placed upon the Calendar.

S. B. 394, a bill to require the State Highway Commission to place on record deeds of easements granting rights of way and easements of any character to said commission, for concurrence in the House amendment.

The bill is placed upon the Calendar.

S. B. 516, a bill to allow the qualified electors of Halifax County to determine in a special election which of two proposed methods of selecting members of the board of alcoholic control shall be adopted for Halifax County, for concurrence in the House amendment.

The bill is placed upon the Calendar.

H. B. 1003, a bill to amend General Statutes 84, relating to attorneys at law. Referred to Committee on Calendar.

S. B. 495, a bill to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes, relating to false advertising as to going-out-of-business sales so as to make the same applicable to Halifax County, for concurrence in the House amendment.

The bill is placed upon the Calendar.

H. B. 182, a bill to amend Article 4 of Chapter 81 of the General Statutes, relating to cotton weighing.

Referred to Committee on Calendar.

H. B. 294, a bill to provide aid to Highlands Biological Station, Incorporated. Referred to Committee on Calendar.

H. B. 329, a bill to amend General Statutes 135-1 so as to make certain employees of the National Guard eligible for membership in the Teachers' and State Employees' Retirement System.

Referred to Committee on Calendar.

H. B. 471, a bill to authorize the attorney general to appoint an additional assistant attorney general.

Referred to Committee on Calendar.

H. B. 481, a bill appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

Referred to Committee on Calendar.

H. B. 498, a bill to authorize a special commission to celebrate the 250th anniversary of the town of New Bern, and to make an appropriation therefor.

Referred to Committee on Calendar.

H. B. 703, a bill to appropriate to the Department of Agriculture sufficient funds to establish a swine diagnostic center in Lenoir County.

Referred to Committee on Calendar.

H. B. 709, a bill to create the State law enforcement officers' death benefit act.

Referred to Committee on Calendar.

H. B. 785, a bill to appropriate funds from the General Fund to the North Carolina Firemen's Pension Fund.

Referred to Committee on Calendar.

H. B. 821, a bill to appropriate funds for the establishment of a poultry diagnostic laboratory.

The bill is placed upon the Calendar.

H. B. 872, a bill to amend the Vehicle Financial Responsibility Act of 1957.

Referred to Committee on Calendar.

H. B. 957, a bill to appropriate the sum of fifteen thousand dollars (\$15,000.00) to the Confederate Women's Home at Fayetteville, North Carolina, for capital improvements and other purposes.

Referred to Committee on Calendar.

H. B. 965, a bill to appropriate \$16,000.00 to the Institute of Fisheries Research to be used for making a study of the economic situation as it relates to sports and commercial fishing in commercial fishing waters.

Referred to Committee on Calendar.

H. B. 966, a bill to provide for the restoration of the Wade Hampton Museum and to provide for its preservation and display.

Referred to Committee on Calendar.

H. B. 1014, a bill amending General Statutes 14-41 and General Statutes 14-42, relating to the crimes of abduction of children and conspiracy to abduct children.

Referred to Committee on Calendar.

H. B. 1042, a bill amending General Statutes 14-72, relating to larceny and the receiving of stolen goods.

Referred to Committee on Calendar.

H. B. 1057, a bill to pay six percent interest to prime contractors on final payments due them not paid within thirty days after final completion, occupancy, or acceptance of State buildings.

Referred to Committee on Calendar.

H. B. 1097, a bill to amend General Statutes 20-185, relating to benefits for certain employees of the Department of Motor Vehicles.

Referred to Committee on Calendar.

H. B. 1197, a bill to repeal General Statutes 113-200, relating to the taking of uncultured oysters for planting purposes.

Referred to Committee on Calendar.

H. B. 1256, a bill to amend General Statutes 14-54, pertaining to the crime of breaking and entering.

Referred to Committee on Calendar.

H. B. 1259, a bill to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

Referred to Committee on Calendar.

H. B. 1260, a bill to amend Chapter 52 of the General Statutes so as to validate certain conveyances between husband and wife.

Referred to Committee on Calendar.

H. B. 1357, a bill authorizing the appointment of a legislative study committee to give further consideration to the revision of the State Constitution.

Referred to Committee on Calendar.

H. B. 1274, a bill relating to the transportation of migrant farm workers.

Referred to Committee on Calendar.

H. B. 1289, a bill to clarify what vehicles are to be classified and licensed as contract carrier vehicles.

Referred to Committee on Calendar.

H. R. 1319, a joint resolution authorizing the appointment of a committee to study the practice of confining wild animals as tourist attractions to report back to the 1961 General Assembly.

Referred to Committee on Calendar.

H. R. 1322, a joint resolution authorizing and directing the Secretary of State to have printed three thousand five hundred copies of the public school laws enacted by the General Assembly of 1959, and providing that the distribution thereof be under the direction of the State Superintendent of Public Instruction.

Referred to Committee on Calendar.

H. B. 1323, a bill to amend H. B. 262, which was ratified on the 21st day of May, 1959, relating to licensing of farm trailers at one-half the licensing rate applicable to trailers.

Referred to Committee on Calendar.

H. R. 1332, a joint resolution memorializing the Congress of the United States to enact legislation equalizing the pay scales of retired personnel of the armed services.

Referred to Committee on Calendar.

S. B. 10, a bill to amend Chapter 126 of the General Statutes, entitled "Merit System Council," to extend its application to the State Civil Defense Agency, for concurrence in the House amendment.

The bill is placed upon the Calendar.

H. R. 1361, a joint resolution honoring the life and memory of Arthur H. Goodman, former member of the General Assembly.

Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1243, a bill to authorize the board of aldermen of the town of Wrightsville Beach to construct, improve, enlarge, extend, equip and lease properties relating to tourists and resort-convention hotels in the town of Wrightsville Beach, and to issue revenue bonds therefor, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 3, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Blackburn, Canipe, Cooke, Copeland, Crew, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Hamilton, Hancock, Henkel, Humber, Jolly, Jordan, Kirkman, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—42.

Those voting in the negative are: Senators Currie of Durham, Kesler, Stikeleather—3.

S. B. 66, a bill to amend Chapter 102 of the General Statutes, relating to land surveys and affecting the official survey base of this State.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 149, a bill to appropriate to the Department of Insurance sufficient funds with which to employ an additional fire prevention instructor.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 372, a bill to appropriate funds for the establishment of a poultry diagnostic laboratory.

Upon motion of Senator Copeland, action on the bill is postponed indefinitely.

S. B. 393, a bill to amend General Statutes 84, relating to attorneys at law.

Upon motion of Senator Crew, action on the bill is postponed until Friday, June 19, 1959.

S. B. 429, a bill to rewrite General Statutes 110-39, pertaining to neglect and encouragement of delinquency of children.

Upon motion of Senator Rutledge, action on the bill is postponed indefinitely.

S. B. 423, a bill to authorize the appointment of an assistant to the district solicitor in districts wherein the work-load is exceptionally heavy.

Senator Cooke offers an amendment which fails of adoption.

The bill fails to pass its second reading.

H. B. 821, a bill to appropriate funds for the establishment of a poultry diagnostic laboratory.

Passes its second and third readings and is ordered enrolled.

S. B. 437, a bill appropriating funds to the State Department of Agriculture for the establishment and operation of a poultry and cattle diagnostic laboratory to be located within the Thirty-Third Senatorial District.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 462, a bill to establish annual awards for outstanding achievements by citizens of North Carolina.

Senator Humber offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 464, a bill to amend Sections 4, 6, 12, 13 and 22 of Chapter 18 of the General Statutes, relating to the seizure and confiscation of liquor and equipment and materials, and other property designed or intended for use in the manufacture or sale of liquor, transported or possessed in violation of law, and the seizure and confiscation of vehicles used in transporting such liquor and equipment and materials and other property designed or intended for use in the manufacture or sale of liquor, in violation of the law, and the sale or other disposition of all such liquor and property, and the arrest of the offender, so as to clarify the law with respect thereto, including the procedure for the sale and disposition thereof.

The amendment offered by the Committee is adopted.

Upon motion of Senator Yow, the bill is re-referred to the Committee on Calendar.

S. B. 470, a bill to provide for purchase of liability insurance coverage on all State-owned motor vehicles.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 477, a bill authorizing the Governor, with the consent of the Council of State, to allocate from the Contingency and Emergency Fund to the Department of Motor Vehicles funds for the defense of members of the State Highway Patrol for attorneys' fees.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 488, a bill to amend General Statutes 97-78, sub-Section (a), relating to the salaries of the members of the North Carolina Industrial Commission.

Senator Hamilton offers an amendment which is adopted.

Upon motion of Senator Hamilton, the bill is re-referred to the Committee on Calendar.

S. B. 489, a bill to amend General Statutes 147-62, relating to payroll deductions by the State.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 490, a bill to amend various Sections of Chapter 20 of the General Statutes entitled "Motor Vehicles."

Senator Garriss offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Thomas to its third reading, the bill remains upon the Calendar.

S. B. 491, a bill to appropriate funds for the operation and development of Fort Fisher State Historic Site.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 500, a bill amending General Statutes 81-74 and rewriting General Statutes 81-77, relating to the storage, handling and distribution of liquid fertilizer.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 504, a bill to provide for discretionary suspension of operators' and chauffeurs' licenses of reckless or negligent drivers.

Upon motion of Senator Frink, action on the bill is postponed until Friday, June 19, 1959.

S. B. 506, a bill to amend Chapter 108 of the General Statutes so as to make the rules and regulations promulgated by the board of public welfare subject to the approval of the director of the budget and the advisory budget commission.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 232, a bill to reimburse J. W. Ellis for personal expenses and obligations incurred in connection with an incident while carrying out his duties as an employee of the Wildlife Resources Commission.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Garrison to its third reading, the bill remains upon the Calendar.

H. B. 373, a bill authorizing municipalities with populations of 2,500 or more to zone for a distance of one mile beyond their corporate limits.

Passes its second and third readings and is ordered enrolled.

H. B. 447, a bill to amend various Sections of Chapter 20 of the General Statutes entitled "Motor Vehicles."

Upon motion of Senator Moore, action on the bill is postponed until Friday, June 19, 1959.

H. B. 477, a bill to amend Chapter 150, Section 9 of the General Statutes of North Carolina, so as to include within said Section the State Board of Refrigeration Examiners.

Passes its second and third readings and is ordered enrolled.

H. B. 550, a bill to amend Chapter 64 of the General Statutes, relating to property rights of aliens.

Passes its second and third readings and is ordered enrolled.

H. B. 563, a bill to clarify and amend the Workmen's Compensation Act as it relates to the approval of attorneys' fees.

The amendment offered by the Committee is adopted.

The bill, as amended, fails to pass its second reading.

H. B. 595, a bill to authorize the use of special equipment on privately owned vehicles operated by the chief and one assistant chief of emergency rescue squads and first-aid teams.

Passes its second and third readings and is ordered enrolled.

H. B. 801, a bill to amend General Statutes 46-14, relating to judgments rendered in partition proceedings.

The amendment offered by the committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 866, a bill relating to regulation of possession and sale of barbiturate drugs.

Passes its second and third readings and is ordered enrolled.

H. B. 945, a bill requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in the counties designated herein shall show thereon the name of the draftsman.

Senator Garriss offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 970, a bill to amend General Statutes 136-20, relating to the elimination or safeguarding of grade crossings.

The bill passes its second reading.

Senator Moore offers an amendment.

Upon adoption of the amendment, Senator Moore calls for the "ayes" and "noes."

The call is sustained.

The amendment fails of adoption by roll call vote, ayes 11, noes 34, as follows:

Those voting in the affirmative are: Senators Bason, Hancock, Henkel, Jolly, Jordan, Mercer, Moore, Reavis, Shelton, Snow, Stikeleather—11.

Those voting in the negative are: Senators Alford, Andrews, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Humber, Kesler, Kirkman, Lackey, Lanier, Medford, Monroe, Morgan of Cleveland, Morgan of Harnett, Peel, Rose, Ross, Rutledge, Simpkins, Thomas, Thomason, Williams, Williamson, Winslow, Yow—34.

The bill passes its third reading and is ordered enrolled.

H. R. 973, a joint resolution creating a commission to study the public school education of exceptionally talented children.

Passes its second and third readings and is ordered enrolled.

H. B. 1076, a bill to amend General Statutes 65-14, relating to church cemeteries (Burke County).

Passes its second and third readings and is ordered enrolled.

H. B. 1249, a bill to amend Chapter 93 of the Private Laws of 1907, relating to the election of trustees of the Glen Alpine Graded School District.

Passes its second and third readings and is ordered enrolled.

H. B. 1314, a bill to amend H. B. 841, ratified the 9th day of June, 1959, relating to the number of county commissioners of Wake County and to their election and terms of office.

Passes its second and third readings and is ordered enrolled.

H. B. 1330, a bill to amend Chapter 235 of the Session Laws of 1949, relating to the salaries of the sheriff and register of deeds of Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1331, a bill providing that S. B. 430, ratified on the 16th day of June, 1959, and creating the "East Carolina Airport Authority" shall not apply to the counties of Martin, Washington and Wilson.

The bill passes its second reading.

Upon motion of Senator Peel, further action on the bill is postponed until Friday, June 19, 1959.

H. B. 1333, a bill authorizing the board of commissioners of Greene County to establish a law library in Greene County.

Passes its second and third readings and is ordered enrolled.

H. B. 1337, a bill authorizing the city of Hickory to receive and hold for the owners thereof certain unclaimed bond payments.

Passes its second and third readings and is ordered enrolled.

H. B. 1342, a bill amending General Statutes 7-43.2 so as to allow the board of commissioners of Alamance County to designate the prosecuting attorney of an inferior court not having jurisdiction over the entire county to assist the solicitor of the solicitorial district in the prosecution of the criminal docket of the Superior Court of said county.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Alford, the Senate adjourns in honor of the memory of Claude C. Abernathy of Nash County, to meet tomorrow morning at 10 o'clock.

ONE HUNDRED SEVENTEENTH DAY

SENATE CHAMBER,
Friday, June 19, 1959.

The Senate meets pursuant to adjournment, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Lackey for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Kirkman, H. B. 1089, a bill to authorize the board of county commissioners of Mitchell County to levy a special tax for the purpose of supplementing retirement benefits of retired county officials and employees, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator Henkel, H. B. 1258, a bill relating to the sale of rock fish in Halifax and Northampton Counties, is taken from the Committee on Conservation and Development and re-referred to the Committee on Calendar.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 406, a joint resolution congratulating and commending the North Carolina State Highway Commission for its outstanding safety record.

H. R. 973, a joint resolution creating a commission to study the public school education of exceptionally talented children.

S. B. 62, an act to repeal Article 6 of Chapter 81 of the General Statutes relating to the testing of surveyors' instruments and preservation of Meridian monuments.

S. B. 63, an act to amend General Statutes 39-32.1 relating to control corners in real estate developments.

S. B. 76, an act relating to the exercise of powers of joint personal representatives by one or more than one.

S. B. 80, an act to amend Chapter 31 of the General Statutes, General Statutes 10-1, General Statutes 59-40(1), General Statutes 55A-2(7), General Statutes 55A-7(a) (9), General Statutes 1-96, and General Statutes 101-2.

S. B. 101, an act to provide for the microfilming of county records of permanent value for security purposes.

S. B. 105, an act to amend the Statutes relating to the filing and cross-indexing of lis pendens.

S. B. 111, an act to amend General Statutes 15-201 to provide per diem compensation for members of the State Probation Commission.

S. B. 139, an act to amend Chapter 131 of the General Statutes relating to student loan funds administered by the North Carolina Medical Care Commission.

S. B. 143, an act concerning gifts of securities and money to minors and to make uniform the law with reference thereto.

S. B. 199, an act to hear and determine on its merits the claim of Clifford John Toliver.

S. B. 247, an act amending General Statutes 7-68 so as to divide the Ninth Solicitorial District into two districts designated as "Solicitorial District Number Nine" and "Solicitorial District Number Nine A," and to provide for the appointment and election of the solicitor for District Number Nine A.

S. B. 259, an act to make appropriations so as to provide social security coverage for State Law Enforcement Officers who are members of the Law Enforcement Officers' Benefit and Retirement Fund.

S. B. 297, an act to authorize the installation and use of sirens and red lights on motor vehicles used by the sheriff and deputy sheriffs of any county for law enforcement purposes.

S. B. 301, an act to amend General Statutes 106-390 relating to the sale of vaccinated unbred heifers under eighteen months of age.

S. B. 308, an act to provide for setting up and operating a program of performance testing of beef cattle.

S. B. 315, an act to amend General Statutes 14-399 relating to the placing of litter and refuse on the right-of-way of any public road.

S. B. 321, an act to amend sub-Chapter V of Chapter 54 of the General Statutes to permit a cooperative marketing corporation organized under such sub-Chapter to disburse small sums owed to a deceased member in the absence or after the closing of the administration of his estate.

S. B. 322, an act amending General Statutes 7-68 so as to divide the Fourteenth Solicitorial District into two districts, designated as "Solicitorial District No. 14" and "Solicitorial District No. 14A," and to provide for the appointment and election of the solicitor for District No. 14A.

S. B. 332, an act to provide a further alternative for the collection of assessments authorized by Article 50 of Chapter 106 of the General Statutes, as amended, for the promotion of, use and sale of agricultural products and as the same may relate to assessments authorized by referendum on cattle sold for slaughter.

S. B. 359, an act to amend Chapter 106 of the General Statutes of North Carolina by inserting a new Article therein pertaining to the further agricultural development of North Carolina.

S. B. 365, an act to make available funds to provide for payment of the employer's contributions in securing retroactive social security coverage for justices of the Supreme Court and judges of the Superior Court.

S. B. 366, an act to amend Chapter 128 of the General Statutes relating to membership of county welfare department employees in the Local Governmental Employees' Retirement System.

S. B. 369, an act amending General Statutes 153-6 so as to provide that vacancies on the board of commissioners of Wayne County may be filled by appointment by the remaining members of the board.

S. B. 389, an act to amend Chapters 128 and 135 of the General Statutes relating to the investment of funds of the Local Governmental Employees' Retirement System and the Teachers' and State Employees' Retirement System.

S. B. 390, an act to strengthen the system of education in the institutions of higher learning in North Carolina.

S. B. 392, an act to amend General Statutes 69-2 for clarification.

S. B. 399, an act to amend General Statutes 87-7 relating to the North Carolina Licensing Board for Contractors to authorize retirement compensation for its employees.

S. B. 404, an act to amend General Statutes 78-4 relating to exempt transactions under the Securities Law.

S. B. 416, an act relating to the operation of the State Fair and the holding of expositions and other projects on the grounds thereof.

S. B. 417, an act to provide for the retention of certain capital improvement funds by the Department of Agriculture for capital improvements on the North Carolina State Fair Grounds.

S. B. 418, an act to amend General Statutes 93-12, relating to examinations for certificates as certified public accountants.

S. B. 432, an act to amend General Statutes 130-124 and General Statutes 130-148 relating to the creation of sanitary districts and the annexation of territory thereto.

S. B. 441, an act to amend General Statutes 58-268 pertaining to fraternal, beneficiary orders, societies, or associations.

S. B. 443, an act relating to the meetings of the State Highway Commission.

S. B. 465, an act relative to inventories of decedents' lock boxes.

S. B. 467, an act to amend Chapter 716, Session Laws of 1947, and Chapter 665, Session Laws of 1955, relating to the nomination and election of mayor and members of the board of aldermen of the city of Concord in Cabarrus County.

S. B. 468, an act to amend Article 9 of Chapter 66 of the General Statutes relating to collection of accounts.

S. B. 494, an act to amend General Statutes 7-134.1 relating to the cost of furnishing justices of the peace with printed warrants and receipt books in Union County.

S. B. 496, an act to provide for treatment of self-inflicted injuries upon an inmate of the State Prison System when consent is refused by the inmate.

S. B. 497, an act to provide for the punishment of inmates of the State Prison System who inflict or assist in the infliction of self-injury resulting in incapacity to perform assigned duties.

S. B. 505, an act authorizing the town of Murfreesboro to convey to the trustees of Murfreesboro Civic Council or Murfreesboro Civic Council, Inc. certain real property at private sale.

S. B. 509, an act to provide that the county accountant of Harnett County shall periodically prepare and publish a consolidated financial statement of the county.

S. B. 510, an act relating to the salaries of the judge and solicitor of the recorder's court of Dunn and the fees to be taxed as a part of the costs in said court and the fees to be taxed as a part of the costs of the recorder's court of Harnett County.

S. B. 512, an act to amend Chapter 158 of the Public Local Laws of 1911, relating to the civil jurisdiction of the Vance County Recorder's Court.

S. B. 513, an act to amend Section 9 of Chapter 673, Session Laws of 1945, as amended, so as to make it unlawful for professional bondsmen in Columbus County to charge more than seven and one-half percent of the penalty of any bond.

H. B. 78, an act to amend Chapter 163 of the General Statutes of North Carolina so as to make certain corrections and clarifications in the election laws.

H. B. 373, an act authorizing municipalities with populations of 2,500 or more to zone for a distance of one mile beyond their corporate limits.

H. B. 439, an act to amend General Statutes 105-80, relating to the tax on dealers in pistols.

H. B. 476, an act to amend Article 5, Section 52, and Article 5, Section 58(F) of Chapter 87 of the General Statutes of North Carolina relating to the State Board of Refrigeration Examiners.

H. B. 477, an act to amend Chapter 150, Section 9 of the General Statutes of North Carolina, so as to include within said Section the State Board of Refrigeration Examiners.

H. B. 550, an act to amend Chapter 64 of the General Statutes, relating to property rights of aliens.

H. B. 595, an act to authorize the use of special equipment on privately owned vehicles operated by the chief and one assistant chief of emergency rescue squads and first-aid teams.

H. B. 631, an act to provide for the investigation of offenses involving abandonment and nonsupport of children.

H. B. 689, an act to amend General Statutes 105-228.5, relating to taxes upon insurance companies.

H. B. 690, an act creating a firemen's pension fund.

H. B. 804, an act to amend General Statutes 153-9 so as to authorize the county commissioners in several named counties to assist financially the soil conservation services.

H. B. 821, an act to appropriate funds for the establishment of a poultry diagnostic laboratory.

H. B. 866, an act relating to regulation of possession and sale of barbiturate drugs.

H. B. 970, an act to amend General Statutes 136-20, relating to the elimination or safeguarding of grade crossings.

H. B. 1076, an act to amend General Statutes 65-14, relating to church cemeteries.

H. B. 1207, an act to provide for the establishment of a law library for the municipal court of the city of High Point.

H. B. 1249, an act to amend Chapter 93 of the Private Laws of 1907, relating to the election of trustees of the Glen Alpine Graded School District.

H. B. 1302, an act permitting Scotland County to authorize bonds for school purposes in the maximum aggregate principal amount of nine hundred seventy-five thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

H. B. 1307, an act relating to the powers, duties, selection and term of office of the auditor for Wake County.

H. B. 1310, an act to amend General Statutes 90-71, relating to the sale of certain drugs in Avery County.

H. B. 1314, an act to amend H. B. 841, ratified the 9th day of June, 1959, relating to the number of county commissioners of Wake County and to their election and terms of office.

H. B. 1324, an act appointing members of the Hyde County Board of Education, fixing their terms of office and providing for the nomination and appointment of their successors.

H. B. 1326, an act to amend Chapter 22 of the Private Laws of 1935 so as to increase the membership of the Lexington Utilities Commission.

H. B. 1327, an act to provide for the resignation of certain guardians and trustees for minors, and to provide for the administration by the clerk of Superior Court of Rowan County of an estate for a minor when such person does not own any property other than cash and money due and the amount of cash belonging to and money due him does not exceed two thousand five hundred dollars.

H. B. 1328, an act repealing Chapter 355, Public Local Laws of 1925.

H. B. 1330, an act to amend Chapter 235 of the Session Laws of 1949, relating to the salaries of the sheriff and register of deeds of Guilford County.

H. B. 1333, an act authorizing the board of commissioners of Greene County to establish a law library in Greene County.

H. B. 1337, an act authorizing the city of Hickory to receive and hold for the owners thereof certain unclaimed bond payments.

H. B. 1342, an act amending General Statutes 7-43.2 so as to allow the board of commissioners of Alamance County to designate the prosecuting attorney of an inferior court not having jurisdiction over the entire county to assist the solicitor of the solicitorial district in the prosecution of the criminal docket of the Superior Court of said county.

H. B. 1343, an act authorizing the Chatham County Board of Education to convey to the town of Pittsboro, at private sale, a certain lot of land to be used for the location of a water tank.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Morgan of Cleveland, for the Committee on Calendar:

S. B. 464, a bill to amend Sections 4, 6, 12, 13 and 22 of Chapter 18 of the General Statutes, relating to the seizure and confiscation of liquor and equipment and material and other property designed or intended for use in the manufacture or sale of liquor, transported or possessed in violation of law, and the seizure and confiscation of vehicles used in transporting such liquor and equipment and materials and other property designed or intended for use in the manufacture or sale of liquor, in violation of the law, and the sale or other disposition of all such liquor and property, and the arrest of the offender, so as to clarify the law with respect thereto, including the procedure for the sale and disposition thereof, with an unfavorable report.

H. B. 182, a bill to amend Article 4 of Chapter 81 of the General Statutes, relating to cotton weighing, with an unfavorable report.

H. B. 471, a bill to authorize the Attorney General to appoint an additional assistant attorney general, with a favorable report.

H. B. 785, a bill to appropriate funds from the General Fund to the North Carolina Firemen's Pension Fund, with a favorable report, as amended.

H. B. 481, a bill appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge, with a favorable report.

H. B. 294, a bill to provide aid to Highlands Biological Station, Incorporated, with a favorable report, as amended.

H. B. 703, a bill to appropriate to the Department of Agriculture sufficient funds to establish a swine diagnostic center in Lenoir County, with a favorable report, as amended.

H. B. 872, a bill to amend the Vehicle Financial Responsibility Act of 1957, with a favorable report.

H. B. 957, a bill to appropriate the sum of fifteen thousand dollars (\$15,000.00) to the Confederate Women's Home at Fayetteville, North Carolina, for capital improvements and other purposes, with an unfavorable report.

H. B. 1003, a bill to amend General Statutes 84, relating to attorneys at law, with a favorable report.

H. B. 1042, a bill amending General Statutes 14-72, relating to larceny and the receiving of stolen goods, with a favorable report.

H. B. 1097, a bill to amend General Statutes 20-185, relating to benefits for certain employees of the Department of Motor Vehicles, with an unfavorable report.

H. B. 1197, a bill to repeal General Statutes 113-200, relating to the taking of uncultured oysters for planting purposes, with a favorable report.

H. B. 1259, a bill to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended, with a favorable report.

H. B. 1289, a bill to clarify what vehicles are to be classified and licensed as contract carrier vehicles, with an unfavorable report.

H. R. 1322, a joint resolution authorizing and directing the Secretary of State to have printed three thousand five hundred copies of the Public School Laws enacted by the General Assembly of 1959, and providing that the distribution thereof be under the direction of the State Superintendent of Public Instruction, with a favorable report.

H. R. 1332, a joint resolution memorializing the Congress of the United States to enact legislation equalizing the pay scales of retired personnel of the armed services, with a favorable report.

H. R. 1361, a joint resolution honoring the life and memory of Arthur H. Goodman, former member of the General Assembly, with a favorable report. By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 715, a bill to amend Chapter 1105 of the Session Laws of 1955, relating to the compensation of the clerk of the Superior Court of Mitchell County, with a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Copeland: S. B. 517, a bill to amend Chapter 1053, 1959 Session Laws of North Carolina, to include therein provisions for permitting salary increases for certain State employees who are paid out of special funds or from sources other than tax revenues to the same extent as other State employees provided funds are made available from operations or from sponsoring agents.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

HOUSE OF REPRESENTATIVES,
Friday, June 19, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of S. B. 516, entitled "a bill to allow the qualified electors of Halifax County to determine in special election which of two proposed methods of selecting members of the board of alcoholic control shall be adopted for Halifax County," for further consideration.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Crew, the bill is ordered returned to the House of Representatives for further consideration by that Honorable Body, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 1351, a bill authorizing the county of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities of the county, to lease said properties to public or private interests and to issue revenue bonds therefor.

Referred to Committee on Calendar.

S. B. 516, a bill to allow the qualified electors of Halifax County to determine in a special election which of two proposed methods of selecting members of the board of alcoholic control shall be adopted for Halifax County, for concurrence in the House amendment.

Upon motion of Senator Crew, the Senate concurs in the House amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 508, a bill to authorize the board of commissioners of Harnett County to increase the special tax levy for the county farm agent and home demonstration agent from three to five cents, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—41.

The bill is ordered sent to the House of Representatives.

H. B. 1243, a bill to authorize the board of aldermen of the town of Wrightsville Beach to construct, improve, enlarge, extend, equip and lease properties relating to tourists and resort-convention hotels in the town of Wrightsville Beach and to issue revenue bonds therefor, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Currie of Durham, Currie of Moore, Duncan, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Lanier, Medford, Mercer, Moore, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—40.

The bill is ordered enrolled.

H. B. 1308, a bill to amend Chapter 382, Session Laws of 1947, as amended by Chapter 575, Session Laws of 1953, and re-enacted by Chapter 401, Session Laws of 1957, relating to the issuance of school building bonds by districts and the levy of taxes for the payment of principal and interest on such bonds (Sampson County only), upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Currie of Durham, Currie of Moore, Duncan, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Lanier, Medford, Mercer, Moore, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—40.

The bill is ordered enrolled.

H. B. 1263, a bill to provide for elections on the question of annexing certain areas in Durham County to the Durham City Administrative School Unit, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Currie of Durham, Currie of Moore, Duncan, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Lanier, Medford, Mercer, Moore, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—40.

H. B. 1335, a bill to clarify the taxable status of property within the territory newly annexed by the city of Charlotte, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Currie of Durham, Currie of Moore, Duncan, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Lanier, Medford, Mercer, Moore, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Whitley, Williams, Williamson, Winslow, Yow—40.

H. B. 1331, a bill providing that S. B. 430, ratified on the 16th day of June, 1959, and creating the "East Carolina Airport Authority," shall not apply to the counties of Martin, Washington and Wilson.

The bill passes its third reading and is ordered enrolled.

H. B. 540, a bill to authorize the board of county commissioners of Carteret County to fix fees charged by county officials and to fix the number of salaried county employees and the compensation of county officials and employees.

Passes its second and third readings and is ordered enrolled.

H. B. 1086, a bill relating to the compensation of certain officials of Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 1087, a bill to repeal Chapter 232 of the Public Local Laws of 1935, relating to the compensation of certain employees of Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 1103, a bill to amend Article 13 of Chapter 7 of the General Statutes relating to the establishment of and offenses before domestic relations courts by authorizing the governing bodies to establish fees to be charged by said courts, and to authorize said courts to collect alimony and non-support payments. (Forsyth County).

Passes its second and third readings and is ordered enrolled.

H. B. 1189, a bill fixing the salaries of certain public officials of Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 1190, a bill to amend General Statutes 14-346.1 so as to make the same applicable to Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 1288, a bill to extend the jurisdiction of the recorder's court of the town of Mount Holly, Gaston County, North Carolina, to include all of River Bend Township.

Passes its second and third readings and is ordered enrolled.

S. B. 307, a bill to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina, relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

Upon motion of Senator Currie of Durham, action on the bill is postponed indefinitely.

H. B. 755, a bill to provide for registration of sanitarians for the protection of the public health, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 42, noes 2, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kirkman, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomason, Warren, Whitley, Williamson, Winslow, Yow—42.

Those voting in the negative are: Senators Kesler, Williams—2.

The bill, as amended, is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 10, a bill to amend Chapter 126 of the General Statutes, entitled "Merit System Council," to extend its application to the State Civil Defense Agency, for concurrence in the House amendment.

Upon motion of Senator Jolly, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 33, a bill authorizing the Governor and Council of State to furnish Replacement Volumes 2C and 3B of the General Statutes of North Carolina to the Justices of the Supreme Court, the judges and solicitors of the Superior Courts, the Supreme Court Library and other State officials and agencies, for concurrence in the House amendment.

Upon motion of Senator Jordan, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 61, a bill to amend Chapter 47 of the General Statutes relating to plats and subdivisions and land surveys and recording of same, for concurrence in the House amendment.

Upon motion of Senator Garriss, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 64, a bill to amend Chapter 89 of the General Statutes relating to the registration and practice of land surveyors, for concurrence in the House amendment.

Upon motion of Senator Garriss, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 65, a bill to amend Chapter 154 of the General Statutes, relating to county surveyors, for concurrence in the House amendment.

Upon motion of Senator Garriss, the Senate concurs in the House amendment and the bill is ordered enrolled.

House Committee substitute for S. B. 225, a bill to amend General Statutes 7-51 so as to make consistent the retirement provisions with respect to justices of the Supreme Court, Superior Court judges and the Attorney General.

Passes its second and third readings and is ordered enrolled.

S. B. 394, a bill to require the State Highway Commission to place on record deeds of easements granting rights-of-way and easements of any character to said commission, for concurrence in the House amendment.

Upon motion of Senator Yow, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 495, a bill to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes, relating to false advertising as to going-out-of-business sales so as to make the same applicable to Halifax County, for concurrence in the House amendment.

Upon motion of Senator Crew, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 490, a bill to amend various Sections of Chapter 20 of the General Statutes entitled Motor Vehicles.

Senator Jolly offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives without engrossment.

H. B. 232, a bill to reimburse J. W. Ellis for personal expenses and obligations incurred in connection with an incident while carrying out his duties as an employee of the Wildlife Resources Commission.

Upon the passage of the bill, as amended, on its third reading, Senator Thomason calls for the "ayes" and "noes."

The call is sustained.

The bill, as amended, passes its third reading by roll call vote, ayes 28, noes 18, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Bell, Canipe, Copeland, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Jordan, Lackey, Lanier, Medford, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Rose, Ross, Shelton, Snow, Stikeleather, Thomas, Williamson, Winslow—28.

Those voting in the negative are: Senators Blackburn, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Kesler, Kirkman, Monroe, Reavis, Rutledge, Simpkins, Thomason, Warren, Whitley, Williams, Yow—18.

The bill, as amended, is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 989, a bill to amend General Statutes 157-3(2) relating to the definition of the word "City."

The amendment offered by the Committee is adopted.

Senator Copeland offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

S. B. 393, a bill to amend General Statutes 84, relating to attorneys at law.

Upon motion of Senator Jolly, action on the bill is postponed until Saturday, June 20, 1959.

S. B. 403, a bill to make it unlawful for laundries and dry cleaners to deliver articles of merchandise or clothing in plastic bags.

Passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 504, a bill to provide for discretionary suspension of operators' and chauffeurs' licenses of reckless or negligent drivers.

Upon motion of Senator Frink, action on the bill is postponed indefinitely.

S. B. 511, a bill to authorize any member of a county board of public welfare to inspect the records, documents, case histories, medical reports and other data on file in the office of the county superintendent of public welfare or in the custody of any case worker or agent of the county superintendent of public welfare.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

H. B. 447, a bill to amend various Sections of Chapter 20 of the General Statutes entitled Motor Vehicles.

Upon motion of Senator Moore, action on the bill is postponed until Saturday, June 20, 1959.

H. B. 921, a bill to transfer certain capital improvement funds from the Goldsboro Training School to the State Hospital at Goldsboro.

Passes its second and third readings and is ordered enrolled.

H. B. 1015, a bill to rewrite General Statutes 110-39 pertaining to neglect and encouragement of delinquency of children.

Passes its second and third readings and is ordered enrolled.

H. B. 703, a bill to appropriate to the Department of Agriculture sufficient funds to establish a swine diagnostic center in Lenoir County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 785, a bill to appropriate funds from the General Fund to the North Carolina Firemen's Pension Fund.

The amendment offered by the Committee fails of adoption.

Passes its second and third readings and is ordered enrolled.

H. B. 1052, a bill to provide for the removal of justices of the peace from office for certain causes.

Passes its second and third readings and is ordered enrolled.

H. R. 1071, a joint resolution authorizing the Governor to appoint an Advisory Committee on Aviation.

Passes its second and third readings and is ordered enrolled.

H. B. 1074, a bill to amend Chapter 1058 of the Session Laws of 1957 relating to false advertising as to going-out-of-business sales.

Senator Lackey offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. R. 1085, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations to the Governor as to the necessity and advisability of a reorganization of the State government in the interest of more efficient and economical administration of the same.

Passes its second and third readings and is ordered enrolled.

H. B. 1104, a bill to amend Article 2 of Chapter 42 of the General Statutes by adding a new Section to allow landlord's lien on crop insurance for rents and advances.

Passes its second and third readings and is ordered enrolled.

H. B. 1111, a bill to amend General Statutes 106-266.8 (j) to extend the jurisdiction of the State Milk Commission in certain emergency situations.

Passes its second and third readings and is ordered enrolled.

H. R. 1117, a joint resolution authorizing the appointment of a special commission to study the feasibility of utilizing public school buildings and school facilities on a year-round or twelve months basis.

Passes its second and third readings and is ordered enrolled.

H. R. 1123, a joint resolution directing the State Board of Education to study teacher evaluation, rating and certification.

Passes its second and third readings and is ordered enrolled.

H. B. 1130, a bill amending Chapter 631, Session Laws of 1955, relating to the authority of the Board of Conservation and Development to regulate the taking of fish from that part of Yeopim River and its tributaries lying within Perquimans County.

Passes its second and third readings and is ordered enrolled.

H. B. 1142, a bill to amend General Statutes 115-148, relating to reports of superintendents, principals, teachers and other employees in the public schools of this State.

Passes its second and third readings and is ordered enrolled.

H. B. 1166, a bill to amend General Statutes 1-305, relating to the issuance of executions on unsatisfied judgments.

Passes its second and third readings and is ordered enrolled.

H. B. 1170, a bill to amend General Statutes 35-31, pertaining to the commitment of inebriates.

The amendments offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1171, a bill amending General Statutes 108-14, relating to powers and duties of county welfare superintendents.

Upon motion of Senator Currie of Moore, the bill is re-referred to the Committee on Calendar.

H. B. 1180, a bill to amend General Statutes 2-10 relating to the number of assistant clerks of Superior Court who may be appointed in each county.

Passes its second and third readings and is ordered enrolled.

H. B. 1188, a bill to amend the Arson Laws, being Article 15, Chapter 14 of the General Statutes.

Passes its second and third readings and is ordered enrolled.

H. B. 1245, a bill to authorize the State to participate with the Federal Government in the protection of migratory waterfowl in Hyde County.

Passes its second and third readings and is ordered enrolled.

H. R. 1262, a joint resolution memorializing Congress to legalize the hunting of loons (*Gavia Immer*) either during the regular waterfowl hunting season or otherwise.

Passes its second and third readings and is ordered enrolled.

H. B. 1276, a bill to establish the John Motley Morehead Memorial Commission and to authorize it to acquire property and gifts and to do all things necessary to

establish a perpetual memorial at the Blandwood homeplace of John Motley Morehead, Greensboro, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1341, a bill to amend Chapter 156 of the General Statutes relating to the establishment of drainage districts.

Passes its second and third readings and is ordered enrolled.

H. B. 715, a bill to amend Chapter 1105 of the Session Laws of 1955 relating to the compensation of the clerk of the Superior Court of Mitchell County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 294, a bill to provide aid to Highlands Biological Station, Incorporated.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 471, a bill to authorize the Attorney General to appoint an additional assistant attorney general.

Passes its second and third readings and is ordered enrolled.

H. B. 481, a bill appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate recesses to meet this afternoon at 2 o'clock.

AFTERNOON SESSION

SENATE CHAMBER,
Friday, June 19, 1959.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Upon motion of Senator Medford, the vote by which H. B. 563, a bill to clarify and amend the Workmen's Compensation Act as it relates to the approval of attorneys' fees, failed to pass its second reading is reconsidered and upon his motion is placed upon today's Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Morgan of Cleveland, for the Committee on Calendar:

S. B. 517, a bill to amend Chapter 1053, 1959 Session Laws of North Carolina to include therein provisions for permitting salary increases for certain State employees who are paid out of special funds or from sources other than tax revenues to the same extent as other State employees provided funds are made available from operations or from sponsoring agents, with a favorable report.

H. B. 142, a bill to amend Chapter 1100 of the Session Laws of 1951 relating to appropriation of funds necessary to pay the State's proportion of costs of the Atlantic States Marine Fisheries, with a favorable report.

H. B. 145, a bill to amend General Statutes 115-186 relating to public school bus routes, with an unfavorable report.

H. B. 966, a bill to provide for the restoration of the Wade Hampton Museum and to provide for its preservation and display, with a favorable report.

H. B. 1323, a bill to amend H. B. 262, which was ratified on the 21st day of May, 1959, relating to licensing of farm trailers at one-half the licensing rate applicable to trailers, with an unfavorable report.

H. B. 1014, a bill amending General Statutes 14-41 and General Statutes 14-42, relating to the crimes of abduction of children and conspiracy to abduct children, with an unfavorable report.

H. B. 1057, a bill to pay six per cent interest to prime contractors on final payments due them not paid within thirty days after final completion, occupancy, or acceptance of State buildings, with a favorable report, as amended.

H. B. 1089, a bill to authorize the board of county commissioners of Mitchell County to levy a special tax for the purpose of supplementing retirement benefits of retired county officials and employees, with a favorable report.

H. B. 1171, a bill amending General Statutes 108-14, relating to powers and duties of county welfare superintendents, with an unfavorable report.

H. B. 1255, a bill to amend Chapter 105 of the General Statutes, relating to the date as of which property is to be assessed for ad valorem tax purposes, with an unfavorable report.

H. B. 1256, a bill to amend General Statutes 14-54 pertaining to the crime of breaking and entering, with an unfavorable report.

H. B. 1258, a bill relating to the sale of rock fish in Halifax and Northampton Counties, with a favorable report.

H. B. 1260, a bill to amend Chapter 52 of the General Statutes so as to validate certain conveyances between husband and wife, with a favorable report.

H. B. 1274, a bill relating to the transportation of migrant farm workers, with an unfavorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1150, a bill to appropriate funds for the development of Bentonville Battleground State Historic Site.

Referred to Committee on Calendar.

S. B. 340, a bill to amend General Statutes 20-16 to create a point system for suspension of operators' and chauffeurs' licenses to promote public safety on the highways, for concurrence in the House amendment.

Upon motion of Senator Moore, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 388, a bill to fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to provide for the assignment of retired Commissioners to emergency duty on the Commission.

Referred to Committee on Calendar.

H. B. 799, a bill appropriating \$13,597.60 from the General Fund to Wake County for expenses incurred in the trial of nine prisoners on first-degree murder charges.

Referred to Committee on Calendar.

H. B. 581, a bill appropriating funds to the State Board of Education for a program of education by television in the schools of the State.

Referred to Committee on Calendar.

H. R. 705, a joint resolution commending the members of the Commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium.

Referred to Committee on Calendar.

H. B. 767, a bill to provide aid to the Brevard Music Foundation, Incorporated.

Referred to Committee on Calendar.

H. B. 805, a bill to appropriate to State College sufficient funds with which to establish a swine evaluation station.

Referred to Committee on Calendar.

H. B. 819, a bill to make an appropriation to construct a State office building to house the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System, and the North Carolina Public Employees' Social Security Agency, and other departments and agencies.

Referred to Committee on Calendar.

H. B. 937, a bill to appropriate the sum of twenty-five thousand dollars to the Southern Appalachian Historic Association, Incorporated, for the establishment of the Daniel Boone Historical Museum at Boone, North Carolina.

Referred to Committee on Calendar.

H. B. 1008, a bill amending Chapter 1422, Session Laws of 1957, so as to allow the appropriation made by the State to the William C. Lee Memorial, Incorporated, to be paid at any time during the 1959-1961 biennium.

Referred to Committee on Calendar.

H. B. 1081, a bill appropriating the sum of fifteen hundred dollars to the State Department of Archives and History to finance a study of the feasibility of restoring Fort Butler at Murphy as an historic landmark.

Referred to Committee on Calendar.

H. B. 1141, a bill to authorize the State Board of Education to employ additional personnel in order to enable it to more adequately carry out the duties and functions of the Board and to make an appropriation for this purpose.

Referred to Committee on Calendar.

H. B. 1185, a bill to provide a wage increase for public school non-professional employees and to make an appropriation from the general funds therefor.

Referred to Committee on Calendar.

H. B. 1344, a bill appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws.

Referred to Committee on Calendar.

H. R. 1348, a joint resolution authorizing appointment of a Commission to continue a study of the revenue structure of the State and to make its recommendations to the 1961 General Assembly.

Referred to Committee on Calendar.

H. B. 1349, a bill to authorize transfer of \$30,000 from a certain capital improvement appropriation made to State College of Agriculture and Engineering in 1957 to a different capital improvement project.

Referred to Committee on Calendar.

H. B. 1354, a bill relating to the mayor's court in the town of Whiteville, Columbus County.

Referred to Committee on Calendar.

H. B. 1355, a bill to increase the salary of the sheriff of Wake County.

Referred to Committee on Calendar.

H. B. 1356, a bill to increase the salary of the clerk of Superior Court of Wake County.

Referred to Committee on Calendar.

H. B. 1360, a bill to amend General Statutes 153-9 so as to authorize the county commissioners in Rockingham and Graham Counties to assist financially the soil conservation services.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
Friday, June 19, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that pursuant to your message of non-concurrence in the House amendment to S. B. 72, entitled "a bill to amend Chapter 55 of the North Carolina General Statutes," Mr. Speaker Hewlett has appointed as conferees on the part of the House to the end that the difference arising may be adjusted, Messrs. Childers, Harris of Wake and Belk.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1089, a bill to authorize the board of county commissioners of Mitchell County to levy a special tax for the purpose of supplementing retirement benefits of retired county officials and employees, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Andrews, Bason, Bell, Blackburn, Canipe, Crew, Currie of Durham, Currie of Moore, Duncan, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Henkel, Humber, Jordan, Kesler, Kirkman, Lackey, Lanier, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—42.

S. B. 517, a bill to amend Chapter 1053, 1959 Session Laws of North Carolina, to include therein provisions for permitting salary increases for certain State employees who are paid out of special funds or from sources other than tax revenues to the same extent as other State employees, provided funds are made available from operations or from sponsoring agents.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 872, a bill to amend the Vehicle Financial Responsibility Act of 1957.

Passes its second and third readings and is ordered enrolled.

H. B. 1003, a bill to amend General Statutes 84, relating to attorneys at law. Passes its second and third readings and is ordered enrolled.

H. B. 1042, a bill amending General Statutes 14-72, relating to larceny and the receiving of stolen goods.

Passes its second and third readings and is ordered enrolled.

H. B. 563, a bill to clarify and amend the Workmen's Compensation Act as it relates to the approval of attorneys' fees.

Senator Medford offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1197, a bill to repeal General Statutes 113-200, relating to the taking of uncultured oysters for planting purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 1259, a bill to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

Passes its second and third readings and is ordered enrolled.

H. R. 1332, a joint resolution memorializing the Congress of the United States to enact legislation equalizing the pay scales of retired personnel of the armed services.

Passes its second and third readings and is ordered enrolled.

H. R. 1322, a joint resolution authorizing and directing the Secretary of State to have printed three thousand five hundred copies of the Public School Laws enacted by the General Assembly of 1959, and providing that the distribution thereof be under the direction of the State Superintendent of Public Instruction.

Passes its second and third readings and is ordered enrolled.

H. R. 1361, a resolution honoring the life and memory of Arthur H. Goodman, former member of the General Assembly.

Passes its second and third readings and is ordered enrolled.

H. B. 1261, a bill to amend General Statutes 97-90, relating to certain fees and charges in Workmen's Compensation cases involving third-party tort-feasors.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate recesses to meet this afternoon at 3:45 o'clock.

EVENING SESSION

SENATE CHAMBER,
Friday, June 19, 1959.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor Luther E. Barnhardt.

CONFERENCE REPORT

Senator Medford for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives upon S. B. 72, a bill to amend Chapter 55 of the North Carolina General Statutes, submits the following report:

*To the President of the Senate and the Speaker
of the House of Representatives:*

The following Conferees on the part of the Senate and the House, appointed to resolve the differences between the two Bodies existing as to Committee Sub-

stitute for S. B. 72, entitled "a bill to amend Chapter 55 of the North Carolina General Statutes," beg leave to report that we have agreed as follows:

1. That the Senate concur in all House amendments to the bill except that amendment submitted by Mr. Harris of Wake which deleted Section 10 of the Committee Substitute for S. B. 72 and renumbered the following sections accordingly.

2. That the House recede from said amendment by Mr. Harris of Wake which deleted Section 10 of the Committee Substitute for S. B. 72 and renumbered the following sections accordingly.

Respectfully submitted,

Wm. Medford

O. Arthur Kirkman

Conferees on the part of the Senate.

Max L. Childers

W. C. Harris, Jr.

Conferees on the part of the House of Representatives.

Upon motion of Senator Medford, the Conferees Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Morgan of Cleveland, for the Committee on Calendar:

S. B. 488, a bill to amend General Statutes 97-78, sub-Section (a), relating to the salaries of the members of the North Carolina Industrial Commission, with an unfavorable report.

H. B. 581, a bill appropriating funds to the State Board of Education for a program of education by television in the schools of the State, with a favorable report, as amended.

H. B. 1360, a bill to amend General Statutes 153-9 so as to authorize the county commissioners in Rockingham and Graham Counties to assist financially the soil conservation services, with a favorable report.

H. B. 329, a bill to amend General Statutes 135-1 so as to make certain employees of the National Guard eligible for membership in the Teachers' and State Employees' Retirement System, with a favorable report, as amended.

H. R. 705, a joint resolution commending the members of the Commission to Study the Cause and Control of Cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium, with a favorable report.

H. B. 498, a bill to authorize a special commission to celebrate the 250th anniversary of the town of New Bern, and to make an appropriation therefor, with a favorable report, as amended.

H. B. 1185, a bill to provide a wage increase for public school non-professional employees and to make an appropriation from the General Fund therefor, with an unfavorable report.

H. R. 1348, a joint resolution authorizing appointment of a commission to continue a study of the revenue structure of the State and to make its recommendations to the 1961 General Assembly, with a favorable report.

H. B. 709, a bill to create the State Law Enforcement Officers' Death Benefit Act, with a favorable report, as amended.

H. B. 1354, a bill relating to the mayor's court in the town of Whiteville, Columbus County, with a favorable report.

H. B. 1351, a bill authorizing the county of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities of the county, to lease said properties to public or private interests and to issue revenue bonds therefor, with an unfavorable report.

H. B. 760, a bill to clarify and amend the provisions of the Workmen's Compensation Act as it relates to rights and remedies against third persons, with an unfavorable report.

H. B. 767, a bill to provide aid to the Brevard Music Foundation, Incorporated, with a favorable report.

H. B. 805, a bill to appropriate to State College sufficient funds with which to establish a swine evaluation station, with a favorable report.

H. B. 799, a bill appropriating \$13,597.60 from the General Fund to Wake County for expenses incurred in the trial of nine prisoners on first-degree murder charges, with a favorable report, as amended.

H. B. 1344, a bill appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws, with a favorable report, as amended.

H. B. 1141, a bill to authorize the State Board of Education to employ additional personnel in order to enable it to more adequately carry out the duties and functions of the Board and to make an appropriation for this purpose, with a favorable report, as amended.

H. B. 819, a bill to make an appropriation to construct a State office building to house the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System, and the North Carolina Public Employees' Social Security Agency, and other departments and agencies, with a favorable report.

H. B. 1011, a bill to create the Perquimans Peace Officers' Relief Association, with a favorable report.

H. B. 1081, a bill appropriating the sum of fifteen hundred dollars to the State Department of Archives and History to finance a study of the feasibility of restoring Fort Butler at Murphy as a historic landmark, with an unfavorable report.

H. B. 1008, a bill amending Chapter 1422, Session Laws of 1957, so as to allow the appropriation made by the State to the William C. Lee Memorial, Incorporated, to be paid at any time during the 1959-1961 Biennium, with an unfavorable report.

H. B. 1349, a bill to authorize transfer of \$30,000 from a certain capital improvement appropriation made to State College of Agriculture and Engineering in 1957 to a different capital improvement project, with a favorable report.

H. B. 1186, a bill to amend General Statutes 97-10 of the Workmen's Compensation Act to entitle an employee to sue employer in Superior Court where occupational disease is not compensable under Act, with an unfavorable report.

H. R. 1319, a joint resolution authorizing the appointment of a committee to study the practice of confining wild animals as tourist attractions to report back to the 1961 General Assembly, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

H. B. 1362, a bill to amend Chapter 1280 of the Session Laws of 1957, relating to delinquent taxes in Harnett County.

Referred to Committee on Calendar.

S. B. 440, a bill relating to the appointment of deputy sheriffs and the fixing of their salaries in Halifax County, for concurrence in the House amendment.

The bill is placed upon the Calendar for Saturday, June 20, 1959.

S. B. 219, a bill to provide for appointment of personal representatives for recipients of old age assistance, aid to dependent children, or aid to the permanently and totally disabled, for concurrence in the House amendment.

Upon motion of Senator Peel, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. R. 412, a joint resolution providing for the appointment of a commission to study and report upon the pay of public school teachers based upon the ability of the individual teacher, and to study and report means of implementing curriculum studies in the public schools, for concurrence in the House amendment.

Upon motion of Senator Crew, the Senate concurs in the House amendment and the bill is ordered enrolled.

HOUSE OF REPRESENTATIVES,
Friday, June 19, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on S. B. 72, entitled "a bill to amend Chapter 55 of the North Carolina General Statutes," to the end that if a similar report is adopted by the Senate, you may order the bill enrolled.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

The bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 393, a bill to amend General Statutes 84 relating to attorneys at law.

Upon motion of Senator Crew, action on the bill is postponed indefinitely.

S. B. 504, a bill to provide for discretionary suspension of operators' and chauffeurs' licenses of reckless or negligent drivers.

Upon motion of Senator Frink, action on the bill is postponed indefinitely.

H. B. 142, a bill to amend Chapter 1100 of the Session Laws of 1951, relating to appropriation of funds necessary to pay the State's proportion of costs of the Atlantic States Marine Fisheries.

Passes its second and third readings and is ordered enrolled.

H. B. 447, a bill to amend various Sections of Chapter 20 of the General Statutes entitled "Motor Vehicles."

Passes its second and third readings and is ordered enrolled.

H. B. 329, a bill to amend General Statutes 135-1 so as to make certain employees of the National Guard eligible for membership in the Teachers' and State Employees' Retirement System.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 709, a bill to create the State Law Enforcement Officers' Death Benefit Act.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. R. 1348, a joint resolution authorizing appointment of a commission to continue a study of the revenue structure of the State and to make its recommendations to the 1961 General Assembly.

The Chair rules that the contents of this resolution being identical to S. R. 401 which has heretofore been laid upon the Table in the Senate, this resolution under the Rules is ordered laid upon the Table.

H. B. 498, a bill to authorize a special commission to celebrate the 250th anniversary of the town of New Bern, and to make appropriation therefor.

Senator Copeland offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 581, a bill appropriating funds to the State Board of Education for a program of education by television in the schools of the State.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 799, a bill appropriating \$13,597.60 from the General Fund to Wake County for expenses incurred in the trial of nine prisoners on first-degree murder charges.

The amendment offered by the Committee is adopted.

The bill fails to pass its second reading.

H. R. 705, a joint resolution commending the members of the commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this commission during the next biennium.

Passes its second and third readings and is ordered enrolled.

H. B. 767, a bill to provide aid to the Brevard Music Foundation, Incorporated.

Passes its second and third readings and is ordered enrolled.

H. B. 805, a bill to appropriate to State College sufficient funds with which to establish a swine evaluation station.

Passes its second and third reading and is ordered enrolled.

H. B. 819, a bill to make an appropriation to construct a State office building to house the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System, and the North Carolina Public Employees' Social Security Agency, and other departments and agencies.

Passes its second and third readings and is ordered enrolled.

H. B. 966, a bill to provide for the restoration of the Wade Hampton Museum and to provide for its preservation and display.

Passes its second and third readings and is ordered enrolled.

H. B. 1011, a bill to create the Perquimans Peace Officers' Relief Association.

Passes its second and third readings and is ordered enrolled.

H. B. 1057, a bill to pay six per cent interest to prime contractors on final payments due them not paid within thirty days after final completion, occupancy, or acceptance of State buildings.

The amendment offered by the Committee is adopted.

Upon motion of Senator Yow, the bill is re-referred to the Committee on Calendar.

H. B. 1258, a bill relating to the sale of rock fish in Halifax and Northampton Counties.

Passes its second and third readings and is ordered enrolled.

H. B. 1141, a bill to authorize the State Board of Education to employ additional personnel in order to enable it to more adequately carry out the duties and functions of the Board and to make an appropriation for this purpose.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1344, a bill appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1360, a bill to amend General Statutes 153-9 so as to authorize the county commissioners in Rockingham and Graham Counties to assist financially the soil conservation services.

Passes its second and third readings and is ordered enrolled.

H. B. 1260, a bill to amend Chapter 52 of the General Statutes so as to validate certain conveyances between husband and wife.

Passes its second and third readings and is ordered enrolled.

H. R. 1319, a joint resolution authorizing the appointment of a committee to study the practice of confining wild animals as tourist attractions to report back to the 1961 General Assembly.

Passes its second and third readings and is ordered enrolled.

H. B. 1349, a bill to authorize transfer of \$30,000 from a certain capital improvement appropriation made to State College of Agriculture and Engineering in 1957 to a different capital improvement project.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow morning at 10 o'clock.

ONE HUNDRED EIGHTEENTH DAY

SENATE CHAMBER,
Saturday, June 20, 1959.

The Senate meets pursuant to adjournment, and in the absence of the Lieutenant Governor Luther E. Barnhardt and President pro tempore Robert Morgan of Cleveland, the Principal Clerk, S. Ray Byerly, calls Senator Crew to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Currie of Durham for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Yow, the vote by which H. B. 799, a bill appropriating \$13,597.60 from the General Fund to Wake County for expenses incurred in the trial of nine prisoners on first-degree murder charges, failed to pass its second reading is reconsidered and placed upon today's Calendar.

Upon motion of Senator Currie of Durham, H. B. 957, a bill to appropriate the sum of fifteen thousand dollars (\$15,000.00) to the Confederate Women's Home at Fayetteville, N. C., for capital improvement and other purposes is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Morgan of Harnett, H. B. 1008, a bill amending Chapter 1422, Session Laws of 1957, so as to allow the appropriations made by the State to the William C. Lee Memorial, Incorporated, to be paid at any time during the 1959-1961 biennium, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Morgan of Cleveland, H. B. 1081, a bill appropriating the sum of fifteen hundred dollars to the State Department of Archives and History to finance a study of the feasibility of restoring Fort Butler at Murphy as an historic landmark, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Shelton, H. B. 1344, a bill appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws, is recalled from the House of Representatives for further consideration by the Senate.

Upon motion of Senator Morgan of Cleveland, S. B. 488, a bill to amend General Statutes 97-78, sub-Section (a) relating to the salaries of the members of the North Carolina Industrial Commission, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Thomas, H. B. 760, a bill to clarify and amend the provisions of the Workmen's Compensation Act as it relates to rights and remedies against third persons, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Morgan of Cleveland, for the Committee on Calendar:

H. B. 388, a bill to fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to provide for the assignment of retired commissioners to emergency duty on the commission, with a favorable report, as amended.

H. B. 1057, a bill to pay six per cent interest to prime contractors on final payments due them not paid within thirty days after final completion, occupancy, or acceptance of State buildings, with a favorable report.

H. B. 1355, a bill to increase the salary of the sheriff of Wake County, with a favorable report, as amended.

H. B. 1356, a bill to increase the salary of the clerk of Superior Court of Wake County, with a favorable report, as amended.

H. B. 1362, a bill to amend Chapter 1280 of the Session Laws of 1957 relating to delinquent taxes in Harnett County, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1268, a bill to amend General Statutes 105-281 of the General Statutes relating to property subject to taxation.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,
Saturday, June 20, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. 1126, entitled "a bill relating to the minutes of the meetings of the Franklin County Board of Education," for further consideration.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Jolly, the bill is ordered returned to the House of Representatives for further consideration by that Honorable Body, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,
Saturday, June 20, 1959.

Mr. President:

It is ordered that pursuant to your request we are returning H. B. 1344, entitled "a bill appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws," for your further consideration.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Upon motion of Senator Morgan of Cleveland, the vote by which the bill passed its third reading is reconsidered and upon his motion the bill is re-referred to the Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1263, a bill to provide for elections on the question of annexing certain areas in Durham County to the Durham City Administrative School Unit, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—40.

The bill is ordered enrolled.

H. B. 1089, a bill to authorize the board of county commissioners of Mitchell County to levy a special tax for the purpose of supplementing retirement benefits of retired county officials and employees, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Winslow, Yow—40.

The bill is ordered enrolled.

H. B. 1335, a bill to clarify the taxable status of property within the territory newly annexed by the city of Charlotte, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Forsyth, Frink, Garrison, Garriss, Hamilton, Hancock, Humber, Jolly, Jordan, Kesler, Kirkman, Lanier, Mercer, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Reavis, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Stikeleather, Thomas, Thomason, Warren, Williams, Williamson, Yow—40.

The bill is ordered enrolled.

H. B. 799, a bill appropriating \$13,597.60 from the General Fund to Wake County for expenses incurred in the trial of nine prisoners on first-degree murder charges.

The bill fails to pass its second reading.

H. B. 388, a bill to fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to provide for the assignment of retired Commissioners to emergency duty on the Commission.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1057, a bill to pay six per cent interest to prime contractors on final payments due them not paid within thirty days after final completion, occupancy, or acceptance of State buildings.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1355, a bill to increase the salary of the sheriff of Wake County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1356, a bill to increase the salary of the clerk of Superior Court of Wake County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings, and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1362, a bill to amend Chapter 1280 of the Session Laws of 1957, relating to delinquent taxes in Harnett County.

Passes its second and third readings and is ordered enrolled.

S. B. 326, a bill to amend Chapter 97 of the General Statutes to provide retirement benefits for members of the Industrial Commission.

Upon motion of Senator Hamilton, the bill is laid upon the Table.

H. B. 1354, a bill relating to the mayor's court in the town of Whiteville, Columbus County.

Passes its second and third readings and is ordered enrolled.

S. B. 440, a bill relating to the appointment of deputy sheriffs and the fixing of their salaries in Halifax County, for concurrence in the House amendment.

Upon motion of Senator Hancock, the Senate fails to concur in the House amendment and requests that Conferees not be appointed.

Upon motion of Senator Morgan of Cleveland, the Senate recesses to meet at 12 M.

AFTERNOON SESSION

SENATE CHAMBER,
Saturday, June 20, 1959.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor Luther E. Barnhardt.

Senator Lanier moves that H. B. 928, a bill relating to pay of teachers on a twelve months basis upon individual teacher request rather than upon administrative unit request, be taken from the Unfavorable Calendar and placed upon the Calendar.

The motion fails to prevail.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1071, a joint resolution authorizing the Governor to appoint an advisory committee on aviation.

H. R. 1085, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations to the Governor as to the necessity and advisability of a reorganization of the State government in the interest of more efficient and economical administration of the same.

H. R. 1117, a joint resolution authorizing the appointment of a special commission to study the feasibility of utilizing public school buildings and school facilities on a year-round or twelve months basis.

H. R. 1123, a joint resolution directing the State Board of Education to study teacher evaluation, rating and certification.

H. R. 1262, a joint resolution Memorializing Congress to legalize the hunting of loons (gavia immer) either during the regular waterfowl hunting season or otherwise.

H. R. 1322, a joint resolution authorizing and directing the Secretary of State to have printed three thousand five hundred copies of the public school laws enacted by the General Assembly of 1959, and providing that the distribution thereof be under the direction of the State Superintendent of Public Instruction.

H. R. 1332, a joint resolution memorializing the Congress of the United States to enact legislation equalizing the pay scales of retired personnel of the armed services.

H. R. 1361, a joint resolution honoring the life and memory of Arthur H. Goodman, former member of the General Assembly.

H. R. 705, a joint resolution commending the members of the Commission to Study the Cause and Control of Cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium.

H. R. 1319, a joint resolution authorizing the appointment of a committee to study the practice of confining wild animals as tourist attractions to report back to the 1961 General Assembly.

S. R. 412, a joint resolution providing for the appointment of a commission to study and report upon the pay of public school teachers based upon the ability of the individual teacher, and to study and report means of implementing curriculum studies in the public schools.

S. B. 10, an act to amend Chapter 126 of the General Statutes, entitled "Merit System Council," to extend its application to the State Civil Defense Agency.

S. B. 33, an act authorizing the Governor and Council of State to furnish Replacement Volumes 2C and 3B of the General Statutes of North Carolina to the justices of the Supreme Court, the judges and solicitors of the Superior Courts, the Supreme Court Library and other State officials and agencies.

S. B. 61, an act to amend Chapter 47 of the General Statutes, relating to plats and subdivisions of land surveys and recording of same.

S. B. 64, an act to amend Chapter 89 of the General Statutes, relating to the registration and practice of land surveyors.

S. B. 65, an act to amend Chapter 154 of the General Statutes, relating to county surveyors.

S. B. 201, an act to create the Carolina Charter Tercentenary Commission.

S. B. 219, an act to provide for appointment of personal representatives for recipients of old age assistance, aid to dependent children, or aid to the permanently and totally disabled.

S. B. 225, an act to amend General Statutes 7-51 so as to make consistent the retirement provisions with respect to justices of the Supreme Court, Superior Court judges and the Attorney General.

S. B. 318, an act to authorize the expenditure of not to exceed \$150,000 out of the Contingency and Emergency Fund for the construction of shore protective works.

S. B. 340, an act to amend General Statutes 20-16 to create a point system for suspension of operators' and chauffeurs' licenses to promote public safety on the highways.

S. B. 376, an act to appropriate the sum of twenty thousand dollars (\$20,000.00) to North Carolina State College to establish the position of an extension wildlife specialist.

S. B. 394, an act to require the State Highway Commission to place on record deeds of easements granting rights of way and easements of any character to said commission.

S. B. 437, an act appropriating funds to the State Department of Agriculture for the establishment and operation of a poultry and cattle diagnostic laboratory to be located within the thirty-third senatorial district.

S. B. 448, an act to adopt the Uniform Act for simplification of fiduciary security transfers in North Carolina.

S. B. 466, an act to exempt certain annuities from inclusion in the gross value of estates for inheritance tax purposes.

S. B. 470, an act to provide for purchase of liability insurance coverage on all State-owned motor vehicles.

S. B. 491, an act to appropriate funds for the operation and development of Fort Fisher State Historic Site.

S. B. 492, an act authorizing counties and municipalities to make appropriations and levy taxes to meet the expenses of suppressing riots or insurrections or in handling any extraordinary breach of law and order and to add to the purposes for which bonds and notes may be issued.

S. B. 495, an act to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes, relating to false advertising as to going-out-of-business sales so as to make the same applicable to Halifax County.

S. B. 498, an act to require financial responsibility certified to the Utilities Commission or the Inter-State Commerce Commission to conform to the Vehicle Financial Responsibility Act of 1957.

S. B. 500, an act amending General Statutes 81-74 and rewriting General Statutes 81-77, relating to the storage, handling and distribution of liquid fertilizer.

S. B. 506, an act to amend Chapter 108 of the General Statutes so as to make the rules and regulations promulgated by the board of public welfare subject to the approval of the director of the budget and the advisory budget commission.

S. B. 511, an act to authorize any member of a county board of public welfare to inspect the records, documents, case histories, medical reports and other data on file in the office of the county superintendent of public welfare or in the custody of any case worker or agent of the county superintendent of public welfare.

S. B. 514, an act authorizing the county commissioners of Martin County and the governing bodies of the various municipalities within said county to enact ordinances regulating the operation of juke boxes in said county.

S. B. 516, an act to allow the qualified electors of Halifax County to determine in a special election which of two proposed methods of selecting members of said board of alcoholic control shall be adopted for Halifax County.

S. B. 517, an act to amend Chapter 1053, 1959 Session Laws of North Carolina to include therein provisions for permitting salary increases for certain State employees who are paid out of special funds or from sources other than tax revenues to the same extent as other State employees provided funds are made available from operations or from sponsoring agents.

H. B. 12, an act to amend and supplement "The Revenue Act," being sub-Chapter I of Chapter 105 of the General Statutes.

H. B. 142, an act to amend Chapter 1100 of the Session Laws of 1951, relating to appropriation of funds necessary to pay the State's proportion of costs of the Atlantic States Marine Fisheries.

H. B. 232, an act to reimburse J. W. Ellis for personal expenses and obligations incurred in connection with an incident while carrying out his duties as an employee of the wildlife resources commission.

H. B. 294, an act to provide aid to the Highlands Biological Station, Incorporated.

H. B. 329, an act to amend General Statutes 135-1 so as to make certain employees of the National Guard eligible for membership in the Teachers' and State Employees' Retirement System.

H. B. 447, an act to amend various Sections of Chapter 20 of the General Statutes entitled "Motor Vehicles."

H. B. 471, an act to authorize the Attorney General to appoint an additional assistant attorney general.

H. B. 481, an act appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

H. B. 540, an act to authorize the board of county commissioners of Carteret County to fix fees charged by county officials and to fix the number of salaried county employees and the compensation of county officials and employees.

H. B. 563, an act to clarify and amend the Workmen's Compensation Act as it relates to the approval of attorneys' fees.

H. B. 703, an act to appropriate to the Department of Agriculture sufficient funds to establish a swine diagnostic center in Lenoir County.

H. B. 715, an act to amend Chapter 1105 of the Session Laws of 1955, relating to the compensation of the clerk of the Superior Court of Mitchell County.

H. B. 755, an act to provide for registration of sanitarians for the protection of the public health.

H. B. 767, an act to provide aid to the Brevard Music Foundation, Incorporated.

H. B. 785, an act to appropriate funds from the General Fund to the North Carolina Firemen's Pension Fund.

H. B. 801, an act to amend General Statutes 46-14, relating to judgments rendered in partition proceedings.

H. B. 805, an act to appropriate to State College sufficient funds with which to establish a swine evaluation station.

H. B. 819, an act to make an appropriation to construct a State office building to house the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System, and the North Carolina Public Employees' Social Security Agency, and other departments and agencies.

H. B. 872, an act to amend the Vehicle Financial Responsibility Act of 1957.

H. B. 921, an act to transfer certain capital improvement funds from the Goldsboro Training School to the State Hospital at Goldsboro.

H. B. 945, an act requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in the counties designated herein shall show thereon the name of the draftsman.

H. B. 966, an act to provide for the restoration of the Wade Hampton Museum now located at the base section at Morehead City and to provide for its preservation and display.

H. B. 989, an act to amend General Statutes 157-3(2), relating to the definition of the word "city."

H. B. 1003, an act to amend General Statutes 84, relating to attorneys at law.

H. B. 1011, an act to create the Perquimans Peace Officers' Relief Association.

H. B. 1015, an act to rewrite General Statutes 110-39, pertaining to neglect and encouragement of delinquency of children.

H. B. 1042, an act amending General Statutes 14-72, relating to larceny and the receiving of stolen goods.

H. B. 1052, an act to provide for the removal of justices of the peace from office for certain causes.

H. B. 1074, an act to amend Chapter 1058 of the Session Laws of 1957, relating to false advertising as to going-out-of-business sales.

H. B. 1086, an act relating to the compensation of certain officials of Alamance County.

H. B. 1087, an act to repeal Chapter 232 of the Public Local Laws of 1935, relating to the compensation of certain employees of Alamance County.

H. B. 1103, an act to amend Article 13 of Chapter 7 of the General Statutes, relating to the establishment of and offenses before domestic relations courts by authorizing the governing bodies to establish fees to be charged by said courts, and to authorize said courts to collect alimony and non-support payments.

H. B. 1104, an act to amend Article 2 of Chapter 42 of the General Statutes by adding a new Section to allow landlord's lien on crop insurance for rents and advances.

H. B. 1111, an act to amend General Statutes 106-266.8(j) to extend the jurisdiction of the State Milk Commission in certain emergency situations.

H. B. 1130, an act amending Chapter 631, Session Laws of 1955, relating to the authority of the Board of Conservation and Development to regulate the taking of fish from that part of Yeopim River and its tributaries lying within Perquimans County.

H. B. 1142, an act to amend General Statutes 115-148, relating to reports of superintendents, principals, teachers and other employees in the public schools of this State.

H. B. 1166, an act to amend General Statutes 1-305, relating to the issuance of executions on unsatisfied judgments.

H. B. 1170, an act to amend General Statutes 35-31 pertaining to the commitment of inebriates.

H. B. 1180, an act to amend General Statutes 2-10, relating to the number of assistant clerks of Superior Court who may be appointed in each county.

H. B. 1188, an act to amend the arson laws, being Article 15, Chapter 14 of the General Statutes.

H. B. 1189, an act fixing the salaries of certain public officials of Alamance County.

H. B. 1190, an act to amend General Statutes 14-346.1 so as to make the same applicable to Alamance County.

H. B. 1197, an act to repeal General Statutes 113-200, relating to the taking of uncultured oysters for planting purposes.

H. B. 1243, an act to authorize the board of aldermen of the town of Wrightsville Beach to construct, improve, enlarge, extend, equip and lease properties relating to tourists and resort-convention hotels in the town of Wrightsville Beach and to issue revenue bonds therefor.

H. B. 1245, an act to authorize the State to participate with the Federal government in the protection of migratory waterfowl in Hyde County.

H. B. 1258, an act relating to the sale of rock fish in Halifax and Northampton Counties.

H. B. 1259, an act to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

H. B. 1260, an act to amend Chapter 52 of the General Statutes so as to validate certain conveyances between husband and wife.

H. B. 1261, an act to amend General Statutes 97-90, relating to certain fees and charges in workmen's compensation cases involving third-party tort feasons.

H. B. 1276, an act to establish the John Motley Morehead Memorial Commission and to authorize it to acquire property and gifts and to do all things necessary to establish a perpetual memorial at the Blandwood Homeplace of John Motley Morehead, Greensboro, North Carolina.

H. B. 1288, an act to extend the jurisdiction of the recorder's court of the town of Mount Holly, Gaston County, North Carolina, to include all of River Bend Township.

H. B. 1308, an act to amend Chapter 382, Session Laws of 1947, as amended by Chapter 575, Session Laws of 1953, and re-enacted by Chapter 401, Session Laws of 1957, relating to the issuance of school building bonds by districts and the levy of taxes for the payment of principal and interest on such bonds.

H. B. 1331, an act providing that S. B. 430, ratified on the 16th day of June, 1959, and creating the "East Carolina Airport Authority" shall not apply to the counties of Martin, Washington and Wilson.

H. B. 1341, an act to amend Chapter 156 of the General Statutes, relating to the establishment of drainage districts.

H. B. 1349, an act to authorize transfer of \$30,000 from a certain capital improvement appropriation made to State College of Agriculture and Engineering in 1957 to a different capital improvement project.

H. B. 1360, an act to amend General Statutes 153-9 so as to authorize the county commissioners in Rockingham and Graham Counties to assist financially the soil conservation services.

CONFERENCE REPORT

Senator Winslow for the Conferees appointed to consider the differences arising between the Senate and House of Representatives on H. B. 871, a bill to provide that the Board of County Commissioners shall fill vacancies in the board in certain counties, submits the following report:

*To the President of the Senate and the Speaker
of the House of Representatives:*

We, the following Conferees on the part of the Senate and the House of Representatives, appointed to resolve the differences between the two Bodies existing as to H. B. 871, entitled "a bill to provide that the board of county commissioners shall fill vacancies in the board in certain counties," beg leave to report that we have agreed as follows:

(1) That the Senate recede from its amendment with reference to Craven County and that, therefore, the words "Craven County" be not included within the proviso of said bill, as the same passed the House of Representatives.

(2) That the House of Representatives concur in the remaining Senate amendments and that the bill be enrolled for ratification accordingly.

Respectfully submitted this 20th of June, 1959.

Thomas G. Dill
Tom Newman
Sam L. Whitehurst

Conferees on the part of the House of Representatives.

J. Emmett Winslow
W. Frank Forsyth
Conferees on the part of the Senate.

Upon motion of Senator Winslow, the Conferees report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 399, a bill to amend General Statutes 20-185 relating to expense allowances for certain employees of the State.

Referred to Committee on Calendar.

S. R. 515, a joint resolution by the General Assembly of North Carolina providing for adjournment on Saturday, June 20, 1959, for concurrence in the House amendment.

Upon motion of Senator Morgan of Cleveland, the Senate concurs in the House amendment and the resolution is ordered enrolled.

H. B. 1352, a bill to change the effective date of Chapter 879 of the Session Laws of 1959, relating to the Intestate Succession Laws of North Carolina.

Referred to Committee on Calendar.

H. B. 1353, a bill to change the effective date of Chapter 880 of the Session Laws of 1959, relating to the Statutes of Dissent from Wills.

Referred to Committee on Calendar.

H. B. 1363, a bill amending General Statutes 153-6 so as to provide that vacancies on the board of commissioners of Sampson County shall be filled by appointment of the remaining members of said board.

Upon motion of Senator Yow, the bill is taken up for immediate consideration and upon his motion the bill is laid upon the Table.

HOUSE OF REPRESENTATIVES,
Saturday, June 20, 1959.

Mr. President:

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on H. B. 871, entitled "a bill to provide that the board of county commissioners shall fill vacancies in the board in certain counties," to the end that if a similar report is adopted by the Senate, we will order the bill enrolled.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Morgan of Cleveland, for the Committee on Calendar:

H. B. 399, a bill to amend General Statutes 20-185 relating to expense allowances for certain employees of the State, with a favorable report.

H. B. 1353, a bill to change the effective date of Chapter 880 of the Session Laws of 1959, relating to the Statutes of Dissent from Wills, with an unfavorable report.

H. B. 1352, a bill to change the effective date of Chapter 879 of the Session Laws of 1959, relating to the Intestate Succession Laws of North Carolina, with an unfavorable report.

H. B. 950, a bill to provide for purchase of adequate liability insurance coverage on all State-owned motor vehicles under the control of the General Services Division, with a favorable report.

H. B. 760, a bill to clarify and amend the provisions of the Workmen's Compensation Act as it relates to rights and remedies against third persons, with a favorable report.

H. B. 1081, a bill appropriating the sum of fifteen hundred dollars to the State Department of Archives and History to finance a study of the feasibility of restoring Fort Butler at Murphy as an historic landmark, with an unfavorable report.

H. B. 1344, a bill appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws, with a favorable report, as amended.

H. B. 957, a bill to appropriate the sum of fifteen thousand dollars (\$15,000.00) to the Confederate Women's Home at Fayetteville, North Carolina, for capital improvements and other purposes, with a favorable report, as amended.

H. B. 1008, a bill amending Chapter 1422, Session Laws of 1957, so as to allow the appropriation made by the State to the William C. Lee Memorial, Incorporated, to be paid at any time during the 1959-1961 biennium, with an unfavorable report.

H. B. 1150, a bill to appropriate funds for the development of Bentonville Battleground State Historic Site, with a favorable report.

S. B. 488, a bill to amend General Statutes 97-78, sub-Section (a) relating to the salaries of the members of the North Carolina Industrial Commission, with an unfavorable report as to bill, favorable report as to committee substitute bill.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 399, a bill to amend General Statutes 20-185, relating to expense allowances for certain employees of the State.

Upon the passage of the bill, Senator Simpkins calls for the "ayes" and "noes."

The call is sustained.

The bill passes its second reading by roll call vote, ayes 32, noes 7, as follows:

Those voting in the affirmative are: Senators Alford, Andrews, Canipe, Crew, Frink, Garrison, Garriss, Hamilton, Henkel, Humber, Jolly, Jordan, Kesler, Kirkman, Lackey, Mercer, Monroe, Moore, Morgan of Cleveland, Morgan of Harnett, Peel, Rose, Ross, Rutledge, Shelton, Simpkins, Snow, Thomas, Thomason, Williams, Williamson, Yow—32.

Those voting in the negative are: Senators Bason, Bell, Copeland, Currie of Durham, Duncan, Lanier, Stikeleather—7.

The bill passes its third reading and is ordered enrolled.

H. B. 760, a bill to clarify and amend the provisions of the Workmen's Compensation Act as it relates to rights and remedies against third persons.

Passes its second and third readings and is ordered enrolled.

H. B. 950, a bill to provide for purchase of adequate liability insurance coverage on all State-owned motor vehicles under the control of the General Services Division.

Passes its second and third readings and is ordered enrolled.

H. B. 957, a bill to appropriate the sum of fifteen thousand dollars (\$15,000.00) to the Confederate Women's Home at Fayetteville, North Carolina, for capital improvements and other purposes.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1150, a bill to appropriate funds for the development of Bentonville Battleground State Historic Site.

Passes its second and third readings and is ordered enrolled.

H. B. 1344, a bill appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 488, a bill to amend General Statutes 97-78, sub-Section (a), relating to the salaries of the members of the North Carolina Industrial Commission.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Morgan of Cleveland, the Senate recesses to meet this afternoon at 1:30 o'clock.

ADJOURNED SESSION

SENATE CHAMBER,
Saturday, June 20, 1959.

The Senate meets pursuant to recess, and is called to order by Lieutenant Governor Luther E. Barnhardt.

ENROLLED BILLS

Senator Lackey, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 515, a joint resolution by the General Assembly of North Carolina providing for adjournment on Saturday, June 20, 1959.

S. B. 66, an act to amend Chapter 102 of the General Statutes, relating to land surveys and affecting the official survey base in this State.

S. B. 72, an act to amend Chapter 55 of the North Carolina General Statutes.

S. B. 502, an act to amend sub-Section 43 of General Statutes 153-9, relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County.

S. B. 508, an act to authorize the board of commissioners of Harnett County to increase the special tax levy for the county farm agent and home demonstration agent from three to five cents.

H. B. 388, an act to fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to provide for the assignment of retired commissioners to emergency duty on the Commission.

H. B. 399, an act to amend General Statutes 20-185, relating to expense allowances for certain employees of the State.

H. B. 498, an act to authorize a special commission to celebrate the 250th anniversary of the town of New Bern, and to make an appropriation therefor.

H. B. 581, an act appropriating funds to the State Board of Education for a program of education by television in the schools of the State.

H. B. 709, an act to create the State Law Enforcement Officers' Death Benefit Act.

H. B. 760, an act to clarify and amend the provisions of the Workmen's Compensation Act as it relates to rights and remedies against third persons.

H. B. 871, an act to provide that the board of county commissioners shall fill vacancies occurring in the board in certain counties.

H. B. 950, an act to provide for purchase of adequate liability insurance coverage on all State-owned motor vehicles under the control of the General Services Division.

H. B. 957, an act to appropriate the sum of fifteen thousand dollars (\$15,000.00) to the Confederate Women's Home at Fayetteville, North Carolina, for capital improvements and other purposes.

H. B. 1057, an act to pay six per cent interest to prime contractors on final payments due them not paid within thirty days after final completion, occupancy, or acceptance of State buildings.

H. B. 1089, an act to authorize the board of county commissioners of Mitchell County to levy a special tax for the purpose of supplementing retirement benefits of retired county officials and employees.

H. B. 1141, an act to authorize the State Board of Education to employ additional personnel in order to enable it to more adequately carry out the duties and functions of the Board and to make an appropriation for this purpose.

H. B. 1150, an act to appropriate funds for the development of Bentonville Battleground State Historic Site.

H. B. 1263, an act to provide for elections on the question of annexing certain areas in Durham County to the Durham City Administrative School Unit.

H. B. 1335, an act to clarify the taxable status of property within the territory newly annexed by the city of Charlotte.

H. B. 1344, an act appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws.

H. B. 1354, an act relating to the mayor's court in the town of Whiteville, Columbus County.

H. B. 1355, an act to increase the salary of the sheriff of Wake County.

H. B. 1356, an act to increase the salary of the clerk of Superior Court of Wake County.

H. B. 1362, an act to amend Chapter 1280 of the Session Laws of 1957, relating to delinquent taxes in Harnett County.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
Saturday, June 20, 1959.

Mr. President:

You are respectfully advised that the business of the House of Representatives is concluded and pursuant to resolution heretofore adopted this Body is ready to

open the doors of the House immediately upon receipt of information from your Honorable Body that you are ready to open your doors, that the gavels may fall simultaneously and adjournment may be declared sine die.

Respectfully,

ANNIE E. COOPER, *Principal Clerk.*

Pursuant to the information submitted above, the Senate having completed the business before it, a message is ordered sent to the House of Representatives informing that Body that the Senate stands ready for final adjournment.

The doors of the House of Representatives and Senate are thrown open, the Speaker of the House of Representatives is perceived standing ready to let fall the gavel. The hour for adjournment fixed by joint resolution passed by the two Houses having arrived, the President of the Senate declares the Senate of the General Assembly of the Session of 1959 adjourned, sine die.

L. E. BARNHARDT,

Lieutenant Governor and President of the Senate.

S. RAY BYERLY,

Principal Clerk of the Senate.

APPENDIX

SENATE RESOLUTIONS

A SENATE RESOLUTION INVITING HIS EXCELLENCY THE GOVERNOR AND THE MEMBERS OF THE TRYON PALACE COMMISSION TO VISIT THE SENATE AT ITS MEETING IN TRYON'S PALACE ON THE 8TH OF APRIL, 1959.

BE IT RESOLVED BY THE SENATE:

Section 1. His Excellency, the Governor, and the members of the Tryon Palace Commission are invited to visit the Senate at its meeting in Tryon's Palace on April 8, 1959.

Section 2. A Committee of two shall be appointed by the President to extend this invitation.

Section 3. This Resolution shall become effective upon its adoption.

A RESOLUTION EXPRESSING SYMPATHY IN THE DEATH OF THE INFANT CHILD OF SENATOR AND MRS. ELBERT S. PEEL, JR.

BE IT RESOLVED BY THE SENATE:

That the Senate has heard with deep regret of the death of the infant child of the Senator from Martin and his fine wife, and expresses to them its heartfelt sympathy.

INVENTORY OF OFFICE FURNITURE, DESKS, FIXTURES AND OTHER PROPERTY
OF THE STATE MADE IN ACCORDANCE WITH SECTION 120-37 OF THE
GENERAL STATUTES OF NORTH CAROLINA

Principal Clerk's Office:

Seven flat top desks.
Eleven typewriter tables.
One book case.
Seven revolving chairs.
Eight hat and coat trees.
Eleven plain chairs.
Seven waste baskets.
Thirty-six clip boards.
Two steel files.
Two steel combination bill cases.
Seven bill files.
Four mirrors.
Two pencil sharpeners.

A supply of rubber stamps, stamp pads, pen staffs, pen points, two stapling machines, wire staples, paper clips, small filing case and index, small supply of typewriter paper, second sheets, blank forms, stationery, bill covers, ink wells, paste, bill binders.

Lieutenant Governor's Office:

Two flat top desks.
Two revolving chairs.
One hat and coat tree.

Three plain chairs.
 Two waste baskets.
 One large steel filing case.
 Small supply of letter paper, carbons, etc.
 One typewriter.
 One pencil sharpener.

Journal Clerk's Office:

Three flat top desks.
 Two typewriter tables.
 Two plain chairs.
 Three revolving chairs.
 One hat and coat tree.
 Three waste baskets.
 One mirror.
 One bowl and pitcher.
 One pencil sharpener.
 One wash stand.

Committee Clerk's Office:

Nineteen typewriter desks.
 Five flat top tables.
 One revolving chair.
 Sixteen plain chairs.
 Three hat and coat trees.
 Six waste baskets.
 One mirror.
 One pitcher.
 One pencil sharpener.

AMOUNT PAID SENATORS, OFFICERS AND EMPLOYEES OF SENATE
 PRINCIPAL CLERK'S OFFICE

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
S. Ray Byerly, Principal Clerk.....	177	\$	3,540.00	\$ 8.80
Claude Lewis, Calendar Clerk.....	156		2,340.00	5.60
Mrs. Randal Etheridge, Asst. Calendar Clerk.....	145		1,885.00	
Miss Marilyn Ann Murdock, Asst. Calendar Clerk.....	159		2,067.00	
Mrs. Edith P. Crane, Journal Clerk.....	143		2,145.00	
Mrs. Sadie B. Carver, Asst. Journal Clerk.....	156		2,028.00	23.00
Mrs. Bernice T. Jeknins, Asst. Journal Clerk.....	152		1,976.00	
Mrs. John Anderson, Asst. Journal Clerk.....	154		2,002.00	
Mrs. Lorna Bell Broughton, Asst. Journal Clerk.....	154		2,002.00	
Mrs. Norma G. Hamrick, Asst. Journal Clerk.....	154		2,002.00	
Miss Harriett Lang, Pay Clerk.....	156		1,872.00	15.60
			<hr/> \$23,859.00	<hr/> \$ 53.00

READING CLERK

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
Eugene W. Simmons.....	115	\$	1,840.00	\$ 14.40
LeRoy Clark.....	19		304.00	2.10
			<hr/>	<hr/>
		\$	2,144.00	\$16.50

SECRETARY TO THE LIEUTENANT GOVERNOR

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
Mrs. Lillian B. Moore.....	149	\$	1,937.00	

SENATE ENGROSSING AND COMMITTEE CLERKS

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
Mrs. Mabel J. Dorsey, Chief.....	138	\$	2,070.00	
Mrs. Sarah Branch.....	129		1,548.00	\$ 1.20
Miss Mary Allison Campen.....	124		1,488.00	27.40
Mrs. Louise Carter Ivey.....	62		744.00	9.60
Mrs. Betsy London Cordon.....	133		1,596.00	
Mrs. Nell Ramsey Dodge.....	129		1,548.00	
Mrs. Jeane W. Griffin.....	129		1,548.00	
Miss Alice Farmer Herring.....	131		1,572.00	9.40
Mrs. Norlen Holliday.....	128		1,536.00	
Mrs. Rose R. Houston.....	129		1,548.00	
Mrs. Kate Howell.....	137		1,644.00	
Mrs. Lucille W. Howell.....	129		1,548.00	3.00
Mrs. Dorothy F. Ingram.....	129		1,548.00	
Mrs. Edith M. Mann.....	137		1,644.00	
Mrs. Mary F. Morgan.....	137		1,644.00	
Mrs. Jo Ann Smith.....	129		1,548.00	
Mrs. Frances C. Stephenson.....	129		1,548.00	
Mrs. Annie Taylor Teague.....	137		1,644.00	
Mrs. Ruby W. Walker.....	129		1,548.00	
Mrs. Esther Council Williamson.....	93		1,116.00	
Mrs. Nancy B. Wilson.....	151		1,812.00	
Miss Ada P. Woodall.....	73		876.00	4.20
Mrs. Martha C. Wooldridge.....	137		1,644.00	
Mrs. Sarah W. Yancey.....	137		1,644.00	42.80
Mrs. Mildred Berryhill, Appropriations Clerk.....	152		1,976.00	
Mrs. Mozelle M. Howell, Finance Clerk.....	148		1,924.00	3.00
			<hr/>	<hr/>
		\$40,506.00		\$100.00

PRINTED BILLS

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
Mrs. Ethel Cox Newberne.....	132	\$	1,584.00	
Mrs. Mattie C. Proctor.....	132		1,584.00	
Mrs. Eva Belle Ruffin.....	121		1,452.00	
Mrs. Reba M. Tutor.....	132		1,584.00	
			<hr/>	
			\$ 6,204.00	

SERGEANT-AT-ARMS

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
Herman Scott, Sergeant-at-Arms.....	143	\$	2,288.00	\$ 6.00
Donnie Dewitt Creech, Jr., Laborer.....	137		1,096.00	5.60
Allen Jessie Bryan, Laborer.....	132		1,056.00	6.00
Charles E. Clement, Laborer.....	136		1,088.00	
Crawford Dalton, Laborer.....	123		984.00	32.60
Edward C. Newton, Laborer.....	132		1,056.00	30.60
Robert Lee Pinnell, Laborer.....	137		1,096.00	10.40
D. N. Stewart, Laborer.....	137		1,096.00	
James Edward Wall.....	137		1,096.00	
Arthur A. Anderson, Laborer (Colored).....	145		580.00	
Jonas W. Atkinson, Laborer (Colored).....	136		1,088.00	
Roy Hicks, Laborer (Colored).....	163		1,304.00	
Clennie McCullers, Laborer (Colored).....	163		1,304.00	
William McKinnie, Laborer (Colored).....	142		1,136.00	
Eddie Morris Sanders, Laborer (Colored).....	139		1,112.00	
Nathan Stevens, Laborer (Colored).....	134		1,072.00	
Rev. E. C. Durham, Chaplain.....	137		1,233.00	
			<hr/>	
			\$19,685.00	\$91.20

JOINT WARRANT CLERKS

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
Mrs. Jean K. Shannon.....	159	\$	954.00	\$1.00
Mrs. Kathleen Byrd.....	159		954.00	

JOINT CALENDAR CLERK

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
J. D. Tiedeman.....	128	\$	832.00	

PAGES

<i>Name</i>	<i>No. Days</i>	<i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
Joe Sam Routh, Chief Page.....	52	\$	390.00	\$ 12.80
Stanley Hughes Johnson, Chief Page.....	26		195.00	7.00
Joseph Edawrd Johnson, Chief Page.....	55		412.50	
Thomas Adolfus Best, Jr.....	40		240.00	4.60
Herbert C. Bradshaw.....	45		270.00	4.60
Eugene Bryan.....	45		270.00	13.00
Charles Robinson Buckley, III.....	40		240.00	
Trent Cashwell.....	45		270.00	11.80
Kay Terry Childers.....	45		270.00	
James Telfair Cordon.....	90		540.00	27.60
Alfred John Daniels.....	45		270.00	
Bernard Earl Dotson.....	48		288.00	12.60
Thomas Earl Flinchum, Jr.....	40		240.00	23.00
Maria Forbes.....	1		6.00	
Rebecca Ann Gaddy.....	48		288.00	
Alice C. Haywood.....	45		270.00	
Herbert Highsmith.....	48		288.00	18.60
Stacey Holmes Johnson.....	45		270.00	7.00
Madelyn Langdon.....	45		270.00	
Mildred Emily Lloyd.....	42		252.00	
Patsy Ann Lynch.....	40		240.00	
Michael Lynch.....	45		270.00	7.00
Kathy Marie Mauney.....	1		6.00	
James Allen Medford.....	40		240.00	55.40
Lawrence Lee Morgan.....	48		288.00	9.50
Julia Gregson Perry.....	40		240.00	9.60
William W. Pointer.....	45		270.00	14.00
Phillip Ray.....	40		240.00	
Johnny D. Reavis.....	48		288.00	28.00
Harry Brock Roberts.....	48		288.00	6.00
William Lee Rogers.....	45		270.00	3.00
Lois Gaylor Sandlin.....	40		240.00	
Diane Katherine Schloss.....	48		288.00	10.80
Robert Demarest Soden.....	48		288.00	
Joe Taylor, Jr.....	135		810.00	8.80
Elizabeth Kay Turner.....	1		6.00	
Charlotte Ann Vestal.....	40		240.00	9.60
Douglas Hugh Wilkinson, Jr.....	40		240.00	8.80
Mary Elizabeth Winstead.....	48		288.00	12.00
Walter Warren Wooden.....	40		240.00	
Grover Wrenn, Jr.....	48		288.00	9.60
Richard Fenner Yarborough.....	48		288.00	6.00

SUMMARY

<i>Departments</i>	<i>Per Diem</i>	<i>Mileage</i>	<i>Total</i>
Lieutenant Governor.....	\$ 2,400.00	\$ 8.75	
Subsistence.....	1,077.00		
Secretary to the Lieutenant Governor	1,937.00		\$ 5,422.75
Principal's Clerk's Office.....	23,859.00	53.00	23,912.00
Reading Clerk.....	2,144.00	16.50	2,160.50
Senate Engrossing and Committee Clerks..	40,506.00	100.60	40,606.60
Pages.....	11,395.50	340.70	11,736.20
Printed Bills.....	6,204.00		6,204.00
Sergeant-at-Arms.....	19,685.00	91.20	19,777.20
Joint Warrant Clerks.....	1,908.00	1.00	1,909.00
Joint Calendar Clerk.....	832.00		832.00
	<hr/>	<hr/>	<hr/>
	\$111,115.50	\$ 611.75	\$111,728.25
Senators.....	\$ 92,400.00		\$ 92,400.00
Senators' Subsistence.....	53,795.64	12,381.32	66,176.96
	<hr/>	<hr/>	<hr/>
	\$146,195.64	\$ 12,381.32	\$158,576.96
Grand Total.....			\$270,305.21

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